### **REQUEST FOR BOARD ACTION**

### HENDERSON COUNTY BOARD OF COMMISSIONERS

MEETING DATE: August 7, 2023

**SUBJECT:** Bid Award for Main Library Façade Repairs and Window

Replacement

**PRESENTER:** Andrew Griffin, Facilities Director

**ATTACHMENTS:** I. Publishers Affidavits

II. Bid Tabulation

III. Enterprises G Inc. Bid Proposal

### SUMMARY OF REQUEST:

The Board is requested to approve the low bid and authorize Facility Services to proceed with façade repairs and window replacement. Bidding was conducted between June 14, 2023 and June 30, 2023. Enterprise G Inc was the lowest responsive responsible bidder in the amount of \$92,159 inclusive of taxes.

This purchase is funded with state budget allocation funds and had a budget of \$400,000.

### **BOARD ACTION REQUESTED:**

The Board is requested to accept the low bid from Enterprises G Inc for \$92,159 and authorize the Facility Services to proceed with façade repairs and window replacement at the Henderson County Main Library.

### Suggested Motion:

I move the Henderson County Board of Commissioners to accept the low bid from Enterprise G Inc for \$92,159 and authorize Facility Services to proceed with façade repairs and window replacement at the Henderson County Main Library.



P.O. Box 1276 Hendersonville, NC 28793 Phone: (828) 698-0407

E-mail: jan@hendersonvillelightning.com Web: hendersonvillelightning.com

May 17, 2023

Doug Guffey Purchasing Agent Historic Courthouse Annex 113 N. Main Street Hendersonville, NC 28792

Public Notice: RFP: Library Facade and Window Replacement

I, William L. Moss, affirming the following under the penalties of perjury state:

I am editor and publisher of the *Hendersonville Lightning*, a newspaper published, issued and entered as periodical mail in the City of Hendersonville, County of Henderson and State of North Carolina. I hereby certify that the advertisement annexed hereto was published in the editions of the *Hendersonville Lightning* on the following date or dates:

5/17

And that the said newspaper in which such notice, paper, document or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and is a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

This 17th day of May, 2023.

(Signed)

Janet R. Chapin

Notary Public

My commission expires December 11, 2024.

**PUBLIC NOTICE** ADVERTISEMENT FOR **SEALED BIDS HENDERSON COUNTY** Henderson County will accept sealed bids for main library façade repairs and window replacement as specified until 3:00 PM EST, Friday, June 9, 2023, at the Henderson County Finance Department, 113 North Main Street, Hendersonville, 28792. Bids must be sealed and visibly labeled as "Request for Proposals: Main Library Facade Repairs". The facade repairs and window replacement must conform to the specifications provided and will be awarded based upon the lowest responsive responsible bidder standard. copy of the bid package may be obtained from the Henderson County Finance Department between the hours of 9:00 AM and 4:00 PM, Monday through Friday, excluding Holidays, or on Henderson County's website at https:// www.hendersoncountync.gov/rfps. Bidders with questions regarding specifications or the bid process may be referred to Doug Guffey, Purchasing Agent, at hcpurchasing@henderscountync.gov. Henderson County reserves the right to reject any

and/or all bids received, or to select the bid which, in our opinion, is in the best overall interest of the County.



P.O. Box 1276

Hendersonville, NC 28793 Phone: (828) 698-0407

E-mail: legals@hendersonvillelightning.com

Web: hendersonvillelightning.com

June 14, 2023

Doug Guffey Purchasing Agent Historic Courthouse Annex 113 N. Main Street Hendersonville, NC 28792

Public Notice: RFP: Library Facade and Window Replacement (Rebid)

I, William L. Moss, affirming the following under the penalties of perjury state:

I am editor and publisher of the *Hendersonville Lightning*, a newspaper published, issued and entered as periodical mail in the City of Hendersonville, County of Henderson and State of North Carolina. I hereby certify that the advertisement annexed hereto was published in the editions of the *Hendersonville Lightning* on the following date or dates:

6/14

And that the said newspaper in which such notice, paper, document or legal advertisement was published was, at the time of each and every such publication, a newspaper meeting all of the requirements and qualifications of Section 1-597 of the General Statutes of North Carolina and is a qualified newspaper within the meaning of Section 1-597 of the General Statutes of North Carolina.

(Signed)

Sworn to and subscribed before me this 14th day of June, 2023.

Janet R. Chapin

My commission expires December 11, 2024.

**ADVERTISEMENT** FOR SEALED BIDS **HENDERSON COUNTY** Henderson County will accept sealed bids for main library façade repairs and window replacement as specified until 3:00 PM EST, Friday, June 30, 2023, at the Henderson County Finance Department, 113 North Main Street, Hendersonville, 28792. Bids must be sealed and visibly labeled as "Request for Proposals: Main Library Façade Repairs". The façade repairs and window replacement must conform to the specifications provided and will be awarded based upon the lowest responsive responsible bidder standard. A copy of the bid package may be obtained from the Henderson County Finance Department between the hours of 9:00 AM and 4:00 PM, Monday through Friday, excluding Holidays, or on Henderson County's website at https:// www.hendersoncountync.gov/rfps. Bidders with questions regarding specifications or the bid process may be referred to Doug Guffey, Purchasing Agent, at hcpurchasing@henderscountync.gov. Henderson County reserves the right to reject any and/ or all bids received, or to select the bid which, in our opinion, is in the best overall interest of the County

**PUBLIC NOTICE** 

### **Bid Tabulation**

### ITB: Main Library Façade Repairs & Window Replacement

### Opened June 30, 2023 at 3:00PM EST

Vendor Name	Base Bid	Bid Bond	HUB Affidavits
Enterprise G Inc	\$ 92,159.00	X	Х
Midwest Maintenance Inc	\$ 109,350.00	Х	Х
Dunlap Construction	\$ 298,372.55	Х	Х



## Henderson County Government Invitation to Bid: Main Library Facade Repairs And Window Replacement

Date of Issue: June 14, 2023

Proposal Due Date: June 30, 2023, at 3:00 PM EST

Direct all inquiries concerning this ITB to:

**Doug Guffey** 

**Purchasing Agent** 

Phone: 828-694-5023

Email: hcpurchasing@hendersoncountync.gov

### **BIDDER'S CHECKLIST**

va	Be aware of the bid opening and date and time as indicated on the first page of this proposal.
e e	You must submit <u>sealed bids in hard copy format</u> . Ensure your bid is properly addressed and clearly marked with the appropriate bid number.
달	All signatures must be by a company officer or agent who is authorized to enter into, and sign bid documents.
□⁄	Have you read and understood the "Terms and Conditions" and the "Instructions to Bidders" for submitting a bid?
<b>1</b>	Have you read, and do you completely understand all the specifications of this bid proposal?
ď	If an addendum to the specifications was issued, has it been signed and returned with this bid proposal?
区	Have you enclosed statements explaining any exceptions made to the specifications?
Ø	Have you included executed copies of the attachments?
⊒′	Have you included copies of the appropriate licensure as defined by the bid documents?
덥	Have you included a Certificate of Insurance with minimum limits provided herein naming Henderson County as additionally insured?
	Have you included the appropriate HUB forms and affidavits as applicable?
Œ	Have you included the bid deposit?
	Have you identified all subcontractors that you intend to use for the following subdivisions of work: HVAC, electrical, plumbing, and general.
	Have you included a proposed contract inclusive of the County terms and conditions?

### **BID PROPOSAL FORM**

Pursuant to the General Statutes of North Carolina <u>sealed bids</u>, subject to the conditions and specifications herein, are invited for the Library Facade repair and window replacement. All bids will be received by the Henderson County Finance Department, at 113 North Main St., Hendersonville, NC 28792, June 30, 2023, at 3:00PM EST, at which time the sealed bids will be publicly opened and read.

The undersigned, as bidder, hereby declares that this proposal is made without connection with any other person, company, or parties making a similar bid or proposal, and that the proposal is in all respects fair and in good faith, without collusion or fraud.

The bidder has carefully examined the annexed form of specifications and instructions to bidders and hereby declares that they will provide the products and/or services in the manner prescribed in the specifications and instructions to bidders for the following price:

DESCRIPTION	EXTENDED PRICE
Turnkey Replacement of twenty-four (24) fixed pane windows in	
Children's library and Limestone repair on Facade of building	
inclusive of shipping to Henderson County, North Carolina (Base	\$86,332
Bid)	. ,
Taxes	\$5,827

GRAND TOTAL FOR ALL GOODS, SERVICES, and TAXES.	\$92,159

### PLEASE NOTE BID PRICES AND SPECIFICATIONS SHALL BE FULLY ENFORCEABLE FOR 120 DAYS AFTER THE BID DUE DATE UNLESS NOTED BELOW:

Printed Name of Firm Representative:	John J. Guzman
Signature of Firm Representative:	
Title:	Project Manager
Name of Firm Submitting Proposal:	Enterprises G. Inc
Firm Address:	6605 Mountain view Rd Blowing Rock, NC 28605
Telephone Number:	252-367-0902
Email Address:	jguzmanenterprises@gmail.com

### INSTRUCTIONS TO BIDDERS

### Section 1: Purpose

The purpose of this document is to provide general and specific information for the turnkey Library Facade repair and window replacement. All bids and contracts are governed by Henderson County policy and Section 143-129 of the North Carolina General Statutes. It is the intent of this bid to contract with a single prime bidder.

### Section 2: Bid Schedule

Listed below are the dates and times by which stated actions must be taken or completed. The County may determine, in its sole discretion, that it is necessary to change any of these dates and times. Should changes be required, proper notice will be provided to potential bidders. All listed times are Eastern standard times.

Action	Time	Date
Bid issued	5:00PM	June 14, 2023
Optional Pre-Bid	10:00 am	June 22, 2023
Deadline for Questions	5:00 pm	June 23, 2023
County Responses	5:00 pm	June 26, 2023
Bids Due	3:00 pm	June 30, 2023

### Section 3: Pre-bid Meeting

An <u>OPTIONAL PRE-BID MEETING</u> will be held at the Henderson County Main Public Library, 301 North Washington Street, Hendersonville, NC, 28792 on June 22, 2023, at 10:00 am. We will meet at the flagpole near the corner of Washington Street and Third Avenue.

### Section 4: Bid Contact

All questions, concerns and requests for additional information shall be directed to the attention of Doug Guffey, Purchasing Agent at hcpurchasing@hendersoncountync.gov

### Section 5: Bidder Questions

The County is not liable for interpretations/misinterpretations or other errors, or omissions made by the Bidder in responding to this bid. The Bidder shall examine this bid to determine if the County's requirements and terms and conditions are clearly stated. If, after examination of the various requirements and terms and conditions of this bid, the Bidder believes there are any requirements or terms and conditions which remain unclear or which restrict competition, the Bidder may request, in writing, that the County clarify the requirement(s) and terms(s) and condition(s) specified by the Bidder. The Bidder must provide the Section(s), Subsection(s), Paragraph(s), and page number(s) that identify the requirements or conditions questioned by the Bidder.

Requests for clarification and technical questions to this bid must be received by the County no later than the date shown above in Section 2, entitled "Bid Schedule", under Deadline for Questions. The Bidders' failure to request clarification and submit questions by the date in the bid schedule above shall be considered to constitute the Bidders' acceptance of all County requirements and terms and conditions. The County shall issue addenda reflecting questions and answers to this bid, if any, and shall be posted to the County's website at <a href="https://www.hendersoncountync.gov/rfps">https://www.hendersoncountync.gov/rfps</a>.

### Section 6: Objections to the Specifications

It is not the intent of the bid specifications to exclude or limit competition or favor any supplier. If there is an objection to any of the specifications or requirements listed herein, the bidder must notify Doug Guffey, Purchasing Agent in writing, stating, and listing the specifications and objections, no later than the date shown above in Section 2, entitled "Bid Schedule", under Deadline for Questions. If a pre-bid meeting has been scheduled, any objections must be presented in writing at that time. The objections stated must pertain both to form and substance of the bid document. Failure to object in accordance with the above procedure shall constitute a waiver on the part of the bidder to protest the solicitation. All concerns, questions, clarifications, or other correspondence must be directed only to Doug Guffey, Purchasing Agent. Information obtained from other sources will not be considered in the evaluation and award of this bid.

### Section 7: Alternate Bids

Alternate bids are allowed. Alternate bids are those that are not identical by manufacturer and model to what is outlined within the bid document or one which has substantially different specifications to what is outlined in the bid document. When alternate bids are submitted, the bidder must submit documentation for review as a part of the bid to show that the product meets or exceeds the specifications of the item(s) referenced in the specifications. It shall be the responsibility of the bidder to show that the alternate equipment is equivalent and conforms to the specifications contained herein. Bidders may submit multiple bids on various manufacturers' brands/models.

### Section 8: Bid Options

The County reserves the right to request pricing on optional equipment or services along with the pricing for the main or primary product or items when applicable. At the discretion of the County, some or all of the options requested may or may not be added and purchased based upon necessity and the availability of budgeted funds. The bid award will be made to the lowest, responsive, responsible bidder for the main or primary product or services on the Bid Proposal Form. Pricing for any additional options will be requested in a separate section of the bid and will not be included in the determination of the bid award.

### Section 9: How to Prepare Bid Proposals

Bidders are encouraged to carefully review all provisions and attachments of this document prior to completion. Each bid constitutes an offer and may not be withdrawn except as provided herein. Also, prices are to remain firm for the period stated herein.

- a) <u>PROPOSAL FORM</u>: Submit all prices and offers on the BID PROPOSAL FORM(s) provided herein. All bid proposals must be submitted and signed by the supplier or their authorized representative with all erasures or corrections initialed and dated by the authorized representative of the proposal.
- b) Addendum(s): If applicable, bidders shall include signed addendum(s) with their bid submittal acknowledging the modifications made to the bid document.

- c) <u>SIGNATURE</u>: All bids must be signed by an authorized official of the company on the Bidders Signature Page. A bid may be rejected if it shows omissions, alterations of form, additions not called for, conditional bid, or any irregularities.
- d) <u>TAXES</u>: Please include taxes in your bid prices. Taxes must be itemized and added to invoices when invoicing the County. The County is required to pay sales tax. The County is exempt from Federal Excise Tax and has a Federal Tax number.

### Section 10: How to Submit Bid Proposals

- a) SUBMIT SEALED BIDS ON THE BID PROPOSAL FORM PROVIDED HEREIN.
- b) The following shall be submitted in separate envelopes within the submitted bid package:
  - 1) Bid Bond
  - Historically Underutilized Business Affidavits (Attachment II: Minority Participation Forms)
- c) Provide (2) complete sets of your bid on the BID PROPOSAL FORM PROVIDED HEREIN in hard copy paper format (on 8-1/2" x 11" size paper, printed one side, only bound with a single staple in the upper left corner or with a single removable clip (no 3-ring binders) and must be SEALED in an envelope. **NO EMAIL OR FAX BIDS WILL BE ACCEPTED.**
- d) All bids must be mailed or delivered as follows in enough time to ensure receipt by the Purchasing Agent for this purpose on or before the time and date specified on the Bid Proposal Form. Bids not received by the time and date specified on the Bid Proposal Form will not be opened or considered.

### Mailing & Delivery Address:

ITB: Main Library Facade Repair and Window Replacement Henderson County Finance Department 113 N. Main St. Hendersonville, N.C. 28792

e) Bidders shall provide any available product literature and manufacturer's specifications at the request of Henderson County.

### Section 11: Bid Opening

- a) All bids will be opened and read at the time and place shown on the enclosed Bid Proposal Form. No official award will be made at the Bid Opening. All bidders are welcome to attend the bid opening. LATE BIDS WILL NOT BE OPENED OR ACCEPTED.
- b) Bidders may review or request copies of bids at the Bid Opening.
- c) Bids will be examined by the Purchasing Agent and the using department officials promptly after the opening and an award made as early as possible.

### Section 12: Award of Bid

### a) Standard of Bid Award Acceptance:

The County reserves the right to reject any and/or all bids received as allowed by law, or to select the bid which, in our opinion, is in the best overall interest of the County. The award shall be made to the lowest, responsive, responsible bidder, or bidders, based on base bid taking into consideration quality, performance and the time specified in the bid for the performance of the contract.

### b) Bid Prices:

All items and products proposed in response to this Bid are to be new, in un-used condition unless otherwise noted in the minimum specifications. All prices proposed in response to this Bid are to include all transport, freight, fuel surcharges and other fees if applicable and be delivered **FOB destination**, **freight prepaid and allowed** to the construction location unless otherwise specified in the specifications section. All items are to be packaged, and shipped or delivered safely in a protective carton, fully assembled and serviced, ready for use and operation where applicable or otherwise described within the specifications. All supplies, equipment, and apparatus must meet all Federal, State, and Local safety regulations, requirements, and guidelines, such as OSHA, EPA, US DOT, NC-DOT, NFPA, UL, etc., if so regulated.

### c) Order of Precedence:

In cases of conflict between sections and provisions within the Bid document, the Order of Precedence will be 1) the Special Conditions section specific to the Bid (if present); 2) the Minimum Specifications section specific to the Bid, 3) Henderson County Terms and Conditions; and 4) the Instructions to Bidders section of the Bid document.

### d) Bid Award Approval:

The Henderson County Board of Commissioners will approve the award of the bid at a designated meeting.

### Section 13: Errors in Bids & Bid Withdrawal

Bidders or their authorized representatives are expected to understand the conditions, requirements, and specifications before submitting bids. Failure to do so will be at the bidders' own risk. In case of an error in the extension of prices on the bid, the unit price shall govern.

Should a bidder wish to withdrawal their bid, the bidder will forfeit the bid deposit (if applicable) as defined herein unless the conditions specified in NCGS 143-129.1 are met.

### Section 14: Bid Tabulation

Pursuant to North Carolina General Statute, bidders may request a bid tabulation from the Purchasing Agent, after the public bid opening.

### Section 15: Scope of Work

### I. Overview:

It is the intent of these specifications to set up minimum requirements for the Library Facade repair and window replacement as specified. These specifications must be considered as minimum

requirements. If it is necessary to bid alternate equipment or to take exceptions to the specifications as set forth, this must be so stated in your bid. Any reference to a model or brand is only to denote quality and does not mean that equal equipment will not be considered.

### II. Specifications

### A. Façade Repair

- Exterior of building to be pressure washed using detergent to remove atmospheric and organic matter.
- 2. Repair and/or replacement of spalled limestone exterior façade using Cathedral Stone limestone mortar to match existing limestone color.
- 3. All exposed metal reinforcement to be cleaned and a rust inhibitor applied before repairs are made
- 4. Apply clear waterproof sealant to limestone on entire building after repairs are completed.

### **B. Window Replacement**

- 1. Aluminum Clad windows with bare aluminum (non-painted) trim must be used.
- 2. Windows must be non-operable, fixed pane, aluminum clad, thermal insulated.
- All interior drywall around windows to be patched, caulked, and painted to match existing color.
- 4. All window openings shall be flashed with an adhesive membrane type flashing.

### III. Installation

- Bidder shall provide a turnkey project inclusive of all labor, materials, supervision, disposal fees, permits, inspections for the Main Library window replacement and façade repairs.
- 2. Install all materials and equipment in accordance with manufacturer's instructions and warranty requirements.
- 3. Contractor must submit a timeline for the beginning and completion of the project.
- 4. Contractor is to obtain and pay for all required permits and inspections. Any deficiencies found in the installation or materials used in the installation which prevents receiving a green tag from inspectors or issues found during the final walkthrough with County representatives will be the Contractors responsibility and expense to correct.
- 5. Work may be performed Monday through Saturday, 7:00 AM to 6:00 PM. No work shall be performed on Sunday. The work shall be scheduled with the Library as some of the work will be performed in the children's area.
- 6. Daily cleaning and sweeping of all debris must be completed on exterior and interior of job site.
- 7. Provide jobsite fencing and signage to direct public away from jobsite.
- 8. Provide roll off dumpster for all construction debris.

### IV. Warranty

1. The installation services and materials furnished by the contractor, or any subcontractors shall be free from any defects in workmanship for a period of one year from the date of final payment.

### V. Acceptance of Work

- 1. Bidder shall perform a final walk through with a County representative upon completion.
- 2. Henderson County shall receive all inspections, certifications, and permits required by local and State agencies as applicable. Henderson County is to receive written copies of all.
- 3. Henderson County shall receive all warranties, maintenance manuals, product data, and closeout

documents as applicable.

### VI. Project Completion

The Project shall be completed by May 1, 2024

### Section 16: Licensure

Bidder shall provide a copy of their general contractor licensure. If not provided the bid will be considered nonresponsive.

### Section 17: Bid Bond

For any proposal to be considered or accepted by the County, the proposal must include at the time of filing, a bid bond in the amount of five percent (5%) of the total bid price. The bid bond must be executed by a corporate surety licensed under the laws of North Carolina to execute such bonds, conditioned that the surety will upon demand forthwith make payment to the oblige upon said bond if bidder fails to execute the contract in accordance with the bid bond. This deposit shall be retained if the successful bidder fails to execute the contract within ten (10) days after award or fails to give satisfactory surety as required herein. Bid bonds shall be submitted to the County using AIA Document A310, or the equivalent bid bond document if the underlying basic contract is created with a form supplied by a different group than the American Institute of Architects or be in the form of a certified check payable to the County, in the amount of five percent (5%) of the total bid price. If a bond is used, it must be issued by an insurer licensed to do business in North Carolina."

### Section 18: Payment & Performance Bonds

Selected Contractor(s) will be required to post a Performance and Payment Bond issued and guaranteed by a North Carolina-licensed insurer in the amount of 100% of an event's estimated contract cost for contracts costing more than \$50,000 that are part of a project costing more than \$300,000. The bond shall continue throughout the contract execution period, from when the County issues a Notice to Proceed and Purchase or Contract Order, until such time as the scope of work contained in the contract is completed as determined by the County.

Bonds shall remain in effect until final acceptance of the project by the County or when final payment becomes due for a County Purchase Order initiated project or until the County determines the bond may be reduced or is no longer required. The Performance Bond and the Payment Bond shall be executed by one or more surety companies legally authorized to do business in the State of North Carolina and shall become effective upon the execution of the Purchase Order.

The surety bonds must be in the form as provided by Surety Association of America, the American Institute of Architects (AIA-A312), Associated General Contractors of America, Engineers Joint Contract Documents Committee, American Consulting Engineers Council, American Society of Civil Engineers, and the Construction Specification Institute without any variations in the standard forms, or in any other forms authorized by North Carolina General Statute.

### Section 19: Minority and Disadvantaged Business

Pursuant to General Statutes of North Carolina Sections 143-128 and 143-131 and, the County encourages and provides equal opportunity for Certified Minority and Women- Owned Business Enterprise (MWBE) businesses to participate in all aspects of the County's contracting and procurement programs.

For Disadvantaged Business Enterprise requirements, see Minority Business Participation Guidelines posted under Doing Business with Henderson County at <a href="https://www.hendersoncountync.gov/county/page/doing-business-henderson-county">https://www.hendersoncountync.gov/county/page/doing-business-henderson-county</a>.

Due to the state funding source of this project the HUB participation goal will be 10%. Bidders shall submit the applicable minority participation forms found in Attachment II as applicable.

### Section 20: Identification of Subcontractors

Bidders must identify all subcontractors they intend to use for the following subdivisions of work:

- HVAC
- 2. Electrical
- 3. Plumbing
- 4. General

Pursuant to NCGS 143-128(d) bidders shall not substitute any person as subcontractor in the place of the subcontractor listed in the original bid, except in the following conditions:

- if the listed subcontractor's bid is later determined by the contractor to be nonresponsible or nonresponsive
- (ii) the listed subcontractor refuses to enter into a contract for the complete performance of the work, or
- (iii) the awarding authority approves the substitution for good cause shown by the contractor.

### Section 21: Contracting

Bidder shall include a proposed contract signed by the bidder and ready for county signature. The contract shall include at minimum the following language:

- i. Section 22 County Terms and Conditions
- ii. Section 23 Certificate of Insurance

### Section 22: Terms and Conditions

Any proposal submitted to Henderson County shall be deemed to include all the Terms and Conditions shown in the document found online at

https://www.hendersoncountync.gov/sites/default/files/fileattachments/henderson\_county/page/4261\_1/terms\_and\_conditions\_02.23.2022.pdf

These Terms and Conditions, which refer to a "purchase order", shall be deemed to be included in any contract entered into as a result of this Invitation to Bid ("ITB").

Any attempt by a proposed contracting party (the "Bidder") under the ITB to exclude any of these Terms and Conditions shall cause any Proposal made in response to this ITB to be deemed to be non-responsive (unless Henderson County has notified the Bidder that the funding source for the goods or work sought under this ITB is not federal funds, in which case those provisions under number 15 of the Terms and Conditions (and all subparts thereunder) may be excluded from a Proposal.

### Section 23: Minimum Insurance Requirements

Bidder shall provide an Insurance Certificate naming Henderson County as <u>additionally insured</u> per the attached certificate of insurance. Should different insurance limits be established between the vendor and the County, the Certificate of Insurance with Henderson County named as additional insured shall be contained herein.

Required Coverage	Minimum Insurance Limits
Workers' Compensation	Statutory/Employers Liability: \$1M/\$1M/\$1M
General Liability	\$1M per occurrence/\$1M aggregate - Per Project basis
Automobile	\$1M Combined Single Limit
Excess Liability	\$2M per occurrence
Builder's Risk	Amount of contract for above ground construction

### Section:24: Funding:Source

This invitation to bid is funded in its entirety with **State Funds**.

Section 25: Attachments

Attachment I: Vendor Information Form
Attachment II: Minority Participation Forms

Attachment I: Vendor Information Form	or Information Form	
Company/Fifm Name Company/Fifm Name Company/Fifm Name Company		
Enterprises G Inc		
Mailing Address		
6605 Mountain View rd Blowing Rock, NC 28605		
Contact Name	Contact Title	
John J Guzman	Project Manager	
Phone Number		Website
252-367-0902	jguzmanenterprises@gmail.com	
Federal Tax (D Number	Unique Entity Identification Number (SAM gov)	ser (SAM:gov)
81-4116672	1912 July 29100	94
Required Documentation	Internal Routing	outing and the state of the state of
Completed IRS W-9 form dated within calendar year and signed by authorized personnel.	W9 Received	YES
Minority and Women Owned Business (MWBE) certification, if applicable.	MWBE Certification Received	YES N/A
	Unique Entity Identification Number confirmed in SAM.gov	YES
	-	

# Aprth Aaruling

# Airensing Coard for Ceneral Contractors

This is to Certify That:

Enterprises G, Inc

Black Mountain, NC

is duly registered and entitled to practice

## Ceneral Contracting

Limitation: Unlimited

Classification: Building

until

December 31, 2023

OR GEN

when this Certificate expires. Witness our hands and seal of the Board. Auted, Kaleigh, N.C. 01/12/2023

This certificate may not he altered.



Lank Wien

Bertetary. Ereasurer



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/02/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s). CONTACT NAME: PHONE (A/C, No. Ext): E-MAIL PRODUCER 203-654-3613 BIBERK 844-472-0967 FAX (A/C, No): P.O. Box 113247 customerservice@biBERK.com ADDRESS: Stamford, CT 06911 INSURER(S) AFFORDING COVERAGE Wellfleet Insurance Company INSURER A : INSURED Enterprises G, Inc. INSURER B INSURER C 2446 Persons St, INSURER D Winterville, NC 28590 INSURER E INSURER F : **REVISION NUMBER: CERTIFICATE NUMBER: COVERAGES** THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS. ADDL SUBR INSD WVD POLICY EFF POLICY EXP (MM/DD/YYYY) (MM/DD/YYYY) TYPE OF INSURANCE LIMITS POLICY NUMBER 0 COMMERCIAL GENERAL LIABILITY EACH OCCURRENCE DAMAGE TO RENTED 0 CLAIMS-MADE OCCUR PREMISES (Ea occurrence) 0 MED EXP (Any one person) 0 PERSONAL & ADV INJURY 0 GENERAL AGGREGATE GEN'L AGGREGATE LIMIT APPLIES PER: 0 PRO-JECT PRODUCTS - COMP/OP AGG s LOC POLICY OTHER: COMBINED SINGLE LIMIT \$ AUTOMOBILELIABILITY BODILY INJURY (Per person) \$ ANY AUTO OWNED AUTOS ONLY HIRED AUTOS ONLY SCHEDULED BODILY INJURY (Per accident) \$ AUTOS NON-OWNED AUTOS ONLY PROPERTY DAMAGE (Per accident) S \$ UMBRELLA LIAB EACH OCCURRENCE \$ OCCUR EXCESS LIAB AGGREGATE CLAIMS-MADE DEÖ RETENTION \$ WORKERS COMPENSATION AND EMPLOYERS' LIABILITY X PER STATUTE \$1,000,000 AND EMPLOYERS LIABILITY
ANYPROPRIETOR/PARTNER/EXECUTIVE
OFFICERMEMBER EXCLUDED?
(Mandatory in NH)
if yes, describe under
DESCRIPTION OF OPERATIONS below E.L. EACH ACCIDENT 07/28/2022 07/28/2023 N9WC571234 E.L. DISEASE - EA EMPLOYEE \$1,000,000 E.L. DISEASE - POLICY LIMIT \$1,000,000 Per Occurrence/ Professional Liability (Errors & Aggregate Omissions): Claims-Made DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (ACORD 101, Additional Remarks Schedule, may be attached if more space is required) Exclusions: Edgar Guzman; CANCELLATION CERTIFICATE HOLDER SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN Enterprises G, Inc. ACCORDANCE WITH THE POLICY PROVISIONS.

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2446 Persons St, Winterville, NC 28590

AUTHORIZED REPRESENTATIVE



### CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY) 08/03/2022

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must have ADDITIONAL INSURED provisions or be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

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(Rev. October 2018) Department of the Treasury Internal Revenue Service

### Request for Taxpayer **Identification Number and Certification**

▶ Go to www.irs.gov/FormW9 for instructions and the latest information.

Give Form to the requester. Do not send to the IRS.

									_				
	1 Name (as shown on your income tax return). Name is require	d on this line; do not	leave this line blank.										
	2 Business name/disregarded entity name, if different from about	ove											
	Enterprises G, Inc												
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See	6605 Mountain View Rd												
S	6 City, state, and ZIP code		-										
	Blowing Rock, NC 28605												
	7 List account number(s) here (optional)								_				
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3. I ar	m a U.S. citizen or other U.S. person (defined below); and	l											
	e FATCA code(s) entered on this form (if any) indicating the												
you h	fication instructions. You must cross out item 2 above if your failed to report all interest and dividends on your tax retustion or abandonment of secured property, cancellation of the interest and dividends, you are not required to sign the	urn. For real estate : debt. contributions t	transactions, item 2 to an individual retir	does no ement ar	t app rang	ply. I Jeme	For mo ent (IR/	ortgaç 4), an	ge in d ge	teres neral	paid, y, pay	men	ts
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after they were published, go to www.irs.gov/FormW9.

### **Purpose of Form**

An individual or entity (Form W-9 requester) who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) which may be your social security number (SSN), individual taxpayer identification number (ITIN), adoption taxpayer identification number (ATIN), or employer identification number (EIN), to report on an information return the amount paid to you, or other amount reportable on an information return. Examples of information returns include, but are not limited to, the following.

• Form 1099-INT (interest earned or paid)

- Form 1099-S (proceeds from real estate transactions)
- Form 1099-K (merchant card and third party network transactions)
- Form 1098 (home mortgage interest), 1098-E (student loan interest), 1098-T (tuition)
- Form 1099-C (canceled debt)
- Form 1099-A (acquisition or abandonment of secured property)

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN.

If you do not return Form W-9 to the requester with a TIN, you might be subject to backup withholding. See What is backup withholding,

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### North Carolina Department of Administration Office for Historically Underutilized Businesses

Machelle Sanders

Secretary

Tammie Hall

Director

August 28, 2019

Isabel Gutierrez
Enterprises G, Inc (Minority Owned)
2408 Jones St
Winterville, NC 28590

### Dear Isabel Gutierrez:

The Office for Historically Underutilized Businesses (HUB Office) is pleased to inform you that your company is now certified as a Historically Underutilized Business. Your firm is listed in the Statewide Uniform Certification (SWUC) Program database. This certification will remain in effect for four (4) years from the date of this letter.

You must notify the HUB Office in writing within 30 days of any changes affecting your compliance with SWUC Program eligibility requirements, including changes in ownership, day-to-day management and operational control. Failure to notify the HUB Office of these changes or reapply for certification in a timely manner may cause your HUB Certification to be revoked. In addition, please be advised your status may be changed if there is a 3rd party challenge granted against your firm. The link to the HUB Office 3rd party challenge form can be located at http://www.doa.nc.gov/hub/documents/ThirdpartyEligibilityChallengerev080811.pdf. All information submitted to the Office for Historically Underutilized Business is subject to audit and review.

The HUB Office collaborates with local Minority/Women/Small Business (M/W/SBE)Offices who offer assistance to certified HUB firms with identifying contract opportunities with state and local government. Many of these offices also offer assistance with business development. Please visit our website at <a href="http://www.doa.nc.gov/hub/programs.aspx?pid=swuc to locate the local office near you. Another great resource is the Small Business and Technology Development Center at www.sbtdc.org for free personalized business assistance and counseling.

It is important to note that although your status as a certified HUB firm greatly improves your access to state and local government contracts, this certification does not guarantee contract awards. Your ability to research opportunities and bid competitively will be important to your success in this program. We are committed to assisting you through the process with the completion of the Preliminary Business Development and Supportive Services Assessment Survey, located on the HUB Office website under the Certification Tab. The information will provide an overview of your company which will assist us in appropriately aligning contract opportunities that you are ready, willing and able to persue.

Thank you for your interest and participation in the SWUC Program as a Historically Underutilized Business firm with the State of North Carolina.

Sincerely,

Tammie Hall

Tammie Hall Director

### **Attachment II: Minority Participation Forms**

### Identification of HUB Certified/ Minority Business Participation

Firm Name, Address and Phone #	Work Type	*Minority Category	**HUB Certified (Y/N)
Enterprises G Inc 6605 Mountain view rd Blowing Rock, NC 28605 252-367-0902	window replacement	H/F	Y
		-	

The total value of minority business contracting will be (\$) \$22,000

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

<sup>\*\*</sup> HUB Certification with the state HUB Office required to be counted toward state participation goals.

### Attachment II: Minority Participation Forms State of North Carolina AFFIDAVIT A – Listing of Good Faith Efforts County of Hendersonville

County of Trendersonvine
(Name of Bidder)
Affidavit of John J Guzman/ Enterprises G inc 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 ar that were known to the contractor, or available on State or local government maintained lists, at least 10 day 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 minorit 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 bondin 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 o 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: 106-29-23 Name of Authorized Officer: 39th / J. Buzman
Title: PROJECT MANGER IVP
MELISSA A. BECK Notary Public  Jackson Co., North Carolina My Commission Expires Jan. 27, 2026  Notary Public Webse and Such
My commission expires () / 2 7 2 0 2 6

### To Whom This May Concern:

On behalf of Enterprises G, Inc., I would like to thank the Henderson County Government for this opportunity and look forward to working with you on this project. I, John Guzman, am writing as the dedicated company point of contact for Enterprises G Inc, an unlimited general contractor, License#: 86907. The intent of this letter is to detail the scope of work and to ensure our compliance with the terms and conditions listed in the bid package.

The scope of work to be completed is as follows:

### A. Façade Repair

- 1. Exterior of building will be pressure washed using detergent to remove atmospheric and organic matter.
- 2. Repair and/or replace spalled limestone exterior façade using Cathedral Stone limestone mortar to match existing limestone color.
- 3. All exposed metal reinforcement will be cleaned and a rust inhibitor applied before repairs are made.
- 4. Apply clear waterproof sealant to limestone on entire building after repairs are completed.

### **B. Window Replacement**

- 1. Aluminum Clad windows with bare aluminum (non-painted) trim will be used.
- 2. Windows will be non-operable, fixed pane, aluminum clad, thermal insulated.
- 3. All interior drywall around windows will be patched, caulked, and painted to match existing color.
- 4. All window openings will be flashed with an adhesive membrane type flashing.

### III. Installation

- 1. Enterprises G, Inc. will provide a turnkey project inclusive of all labor, materials, supervision, disposal fees, permits, inspections for the Main Library window replacement and façade repairs.
- 2. Install all materials and equipment in accordance with manufacturer's instructions and warranty requirements.
- 3. Enterprises G, Inc. will provide a timeline for the beginning and completion of the project.
- 4. Enterprises G, Inc. will obtain and pay for all required permits and inspections. Any deficiencies found in the installation or materials used in the installation which prevents receiving a green tag from inspectors or issues found during the final walkthrough with County representatives will be Enterprises G, Inc.'s responsibility and expense to correct.
- 5. Work will be performed Monday through Friday, 7:00 AM to 6:00 PM. No work shall be performed on Saturday or Sunday. The work shall be scheduled with the library as some of the work will be performed in the children's area.
- 6. Daily cleaning and sweeping of all debris will be completed on exterior and interior of job site.
- 7. Jobsite fencing and signage to direct public away from jobsite will be installed.
- 8. Enterprises G, Inc. will provide roll off dumpster for all construction debris.

### IV. Warranty

1. The installation services and materials furnished by Enterprises G, Inc., or any subcontractors, will be free from any defects in workmanship for a period of one year from the date of final payment.

### V. Acceptance of Work

- 1. Enterprises G, Inc. will perform a final walk-through with a County representative upon completion.
- 2. Henderson County will receive all inspections, certifications, and permits required by local and state agencies as applicable. Henderson County is to receive written copies of all.

3. Henderson County will receive all warranties, maintenance manuals, product data, and closeout documents as applicable.

### **VI. Project Completion**

The Project will be completed by May 1, 2024.

Along with agreeing to the scope of work detailed in Henderson County Government's bid package for the Main Library façade repairs, Enterprises G, Inc. also agrees to the terms and conditions listed in Section 22 of the bid package. The grand total for all goods, services, and taxes is \$92,159.00.

Again, thank you for this opportunity. Please, reach out for any further questions or concerns. I look forward to hearing from you.

Sincerely,

John Guzman

**Project Manager** 1412 Sand Branch Road Black Mountain, NC 28711

Phone: (252)367-0903

Enterprises G, Inc. 6605 Mountain View Rd. Blowing Rock, NC 28605

Phone: (252)289-1468