



**Henderson County Government**  
**ITB: King Creek Tributary Sediment Removal**

**Date of Issue: 02/11/2026**

**Bid Due Date: 02/24/2026 by 5:00PM EST**

**Mandatory Pre-Bid**

**Location: The Park at Flat Rock**  
**55 Highland Golf Drive**  
**Flat Rock, NC 28731**

**Date: 02/18/2026**

**Time: 3:00 PM EST**

**Direct all inquiries concerning this ITB to:**

**Doug Guffey**  
**Purchasing Agent**  
**Phone: 828-694-5023**

**Email: [hcpurchasing@hendersoncountync.gov](mailto:hcpurchasing@hendersoncountync.gov)**

## BID FORM

### **GENERAL**

Pursuant to the General Statutes of North Carolina **informal bids**, subject to the conditions and specifications herein, are invited for King Creek Tributary Sediment Removal. Bids may be submitted via email to [hcpurchasing@hendersoncountync.gov](mailto:hcpurchasing@hendersoncountync.gov) or via mail to the Henderson County Finance Department, 113 N Main St, Hendersonville N.C. 28792. Bids will be due on 02/24/2026, by 5:00 PM EST.

### **PRICING**

The bidder has carefully examined the annexed form of specifications and instructions to bidders and hereby declares that they will furnish the construction services called for in the manner prescribed in the specifications and instructions to bidders for the following price:

Base Bid

The base bid and alternate prices shall be **inclusive** of all applicable fees, permits, and taxes.

### **OFFER AND ACCEPTANCE**

Henderson County seeks offers for the construction services described in this solicitation. The County's acceptance of any offer must be demonstrated by execution of the acceptance found below. Acceptance shall create a contract having an order of precedence as follows: In cases of conflict between documents comprising the contract, the order of precedence shall be (1) special terms and conditions specific to this ITB/RFQ, (2) specifications and requirements under the Instruction to Bidders, (3) Henderson County Terms and Conditions of this ITB/RFQ, and (4) the agreed portions of the awarded Vendor's offer. **No contract shall be binding on the County until an encumbrance of funds and preaudit has been made for payment of the sums due under the contract.**

### **EXECUTION**

In compliance with this Invitation for Bid / Request for Quote, and subject to all the conditions herein, the undersigned offers and agrees to furnish any or all services or goods upon which prices are offered, at the price(s) offered herein, within the time specified herein. By executing this offer, I certify that this offer is submitted competitively and without collusion.

**Failure to execute/sign offer prior to submittal shall render offer invalid. Late offers are not acceptable.**

OFFEROR:		
STREET ADDRESS:	P.O. BOX:	ZIP:
CITY, STATE & ZIP:	TELEPHONE NUMBER:	TOLL FREE TEL. NO
PRINT NAME & TITLE OF PERSON SIGNING:		FAX NUMBER:
AUTHORIZED SIGNATURE:	DATE:	E-MAIL:

**Offer valid for ninety (90), days from date of offer opening unless otherwise stated here: \_\_\_\_\_ days.**

**ACCEPTANCE OF OFFER**

If any or all parts of this ITB/RFQ are accepted, an authorized representative of Henderson County shall affix their signature hereto. A copy of this acceptance will be forwarded to the successful vendor(s).

**FOR COUNTY USE ONLY**

*Offer accepted and contract awarded pursuant to Purchase or Contract Order number \_\_\_\_\_ this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_, as indicated on attached certification,*

*by \_\_\_\_\_ (Authorized representative of Henderson County).*

This instrument has been preaudited in the manner required by the Local Government Budget & Fiscal Control Act. N.C.G.S. 159-28(a).

\_\_\_\_\_  
Henderson County Finance Director

### **Bidders Checklist**

- ☐ Be aware of the bid opening date and time as indicated on the first page of this bid.
- ☐ 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?
- ☐ Have you read and do you completely understand all the specifications of this bid?
- ☐ Have you submitted the requested number of copies of your bid and included all the requested literature and specifications?
- ☐ If an addendum to the specifications was issued, has it been signed and returned with this bid?
- ☐ Have you included a Certificate of Insurance with minimum limits provided herein naming Henderson County as additionally insured?
- ☐ Have you included a copy of your general contractor licensure or general contractors number?
- ☐ Have you enclosed statements explaining any exceptions made to the specifications?
- ☐ Have you included executed copies of the attachments?

## **INSTRUCTIONS TO BIDDERS**

### **Section 1: Purpose**

The purpose of this document is to provide general and specific information for King Creek Tributary sediment removal. All bids and contracts are governed by Henderson County policy and Section 143-131 of the North Carolina General Statutes.

### **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.

<b>Action</b>	<b>Time</b>	<b>Date</b>
Bid issued	5:00 PM	02/11/2026
Mandatory Pre-Bid	3:00 PM	02/18/2026
Deadline for Questions	5:00 PM	02/19/2026
County Responses	5:00 PM	02/20/2026
Bids Due	5:00 PM	02/24/2026

A **MANDATORY PRE-BID MEETING** will be held at The Park at Flat Rock, 55 Highland Golf Drive, Flat Rock, NC 28731 at the time indicated above. Please meet at the parking lot near the playground. If your company does not attend the pre-bid meeting or is not present for the duration of the meeting your bid will not be considered as responsive.

### **Section 3: Bid Contact**

Any and all questions, concerns, request for additional information, and alternate product considerations shall be directed to the Henderson County Finance Department to the attention of the Purchasing Agent:

Doug Guffey  
[hcpurchasing@hendersoncountync.gov](mailto:hcpurchasing@hendersoncountync.gov)

### **Section 4: 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, technical questions, and approval of alternate products 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 <https://www.hendersoncountync.gov/rfps>.

#### **Section 5: 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 6: Equivalent Equipment**

Bids are allowed for equivalent equipment. Equivalent equipment is defined as bids containing equipment that is not identical by manufacturer and model or bids which have substantially different specifications, albeit compliant, to what is outlined within the bid specifications. When bids are submitted that contain equivalent equipment, 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 equipment is equivalent and conforms to the specifications contained herein. Bidders may submit multiple bids on various manufacturers’ brands/models.

#### **Section 7: Bid Alternates**

The County reserves the right to request pricing on alternate 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 alternates requested may or may not be added and purchased based upon the 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 Form. Pricing for bid alternates will be requested in the bid alternate section of the Bid Form and will not be included in the determination of the bid award.

#### **Section 8: How to Prepare Bids**

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.

I. **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 location provided on the County Purchase Order if not otherwise instructed within 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.

- II. **BID FORM:** Submit all prices and offers on the **BID FORM(s)** provided herein. All bids must be submitted and signed by the supplier or their authorized representative with all erasures or corrections initialed and dated.
- III. **Addendum(s):** If applicable, bidders shall include signed addendum(s) with their bid submittal acknowledging the modifications made to the bid document.
- IV. **SIGNATURE:** All bids must be signed by an authorized official of the company on the Bidders Signature Page.

#### Section 9: How to Submit Bids

- I. **SUBMIT BIDS ON THE BID FORM PROVIDED HEREIN.**
- II. Bids may be submitted via email to [hcpurchasing@hendersoncountync.gov](mailto:hcpurchasing@hendersoncountync.gov).
- III. Bids may be mailed or delivered as follows:  
  
**Mailing & Delivery Address:**  
ITB: King Creek Tributary Sediment Removal  
Henderson County Finance Department  
113 N Main Street  
Hendersonville, NC 28792
- IV. Please note bids not received by the time and date specified on the Bid Form will not be opened or considered.
- V. Bidders shall provide any available product literature and manufacturer's specifications at the request of Henderson County.

#### Section 10: Bid Opening

- I. All bids will be opened at the time and place shown on the enclosed Bid Form. **LATE BIDS WILL NOT BE OPENED OR ACCEPTED.**
- II. 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.
- III. Bidders may request and receive copies of the bid document and/or bid tabulation after the award of the project.

### Section 11: Award of Bid

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, taking into consideration quality, performance and the time specified in the bid for the performance of the contract.

### Section 12: Errors in Bids

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.

### Section 13: Bid Tabulation

Bidders may request a bid tabulation from the Purchasing Agent, after the bid has been awarded (NCGS 143-131(a)).

### Section 14: Scope of Work

#### I. Overview:

It is the intent of these specifications to set up minimum requirements for the King Creek Tributary sediment removal. as specified. These specifications must be considered as minimum requirements. If it is necessary to bid alternate equipment/services or to take exceptions to the specifications as set forth, this must be so stated in your bid.

#### II. Specifications

##### 1. Base Bid

Site	Length	Description	Location (Lat,Long)
King Creek Trib	550	Sediment removal from stream. Access through Flat Rock Park. Will work with Park to close trail section. Sediment must be taken offsite.	35.291467, -82.435848

2. Please see Attachment I for a map describing where services are to be provided.

#### III. 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.

### Section 15: Criteria Used to Determine Quality and Performance

The following criteria shall be utilized to determine the bidder's ability to perform the construction services described herein. Please provide the following information:

- I. Bidder Experience & Capability. Bidder shall provide information on its experience and qualifications, which enable it to provide the services as described herein, including, but



not limited to the following:

1. Brief history of the company
  2. Timeline of incorporation, ownership, parent company, partners and suppliers
  3. Experience performing the services requested in this ITB
  4. Financial viability of vendor
  5. Any other information regarding the vendor's experience, which will assist Soil and Water in evaluating the bidder and making an ultimate decision.
- ii. References. Bidders must document and provide references for successful completion of at least two (2) streambank stabilization projects with the following project components:
1. Accurate grading of streambanks and floodplains on small streams.
  2. Accurate installation of erosion control materials on floodplain and streambank.
  3. Successful compliance with environmental permit requirements imposed by US Army Corps of Engineers, NC Division of Water Resources, and Henderson County Floodplain Management. Specific environmental requirements will include erosion and sedimentation control measures, stormwater management, water quality protection, waste management, and ground cover establishment.

Please provide:

1. Entity name.
2. Contact name(s).
3. Email address.
4. Telephone number.
5. Brief description of the work performed, including products provided and date of installation.

The County may or may not contact the references provided. To determine the vendor's past performance, the County may ask any questions it deems are in its best interests.

#### **Section 16: Licensure**

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

General Contractors License No: \_\_\_\_\_

#### **Section 17: Terms and Conditions**

Any bid or 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/42611/terms\\_conditions.15.23\\_0.pdf](https://www.hendersoncountync.gov/sites/default/files/fileattachments/henderson_county/page/42611/terms_conditions.15.23_0.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 bid or proposal made in response to this ITB to be deemed to be non-responsive.

#### **Section 18: W9**

Bidder shall provide a copy of their W9 dated within the past 12 months with their bid.

#### **Section 19: Minimum Insurance Requirements**

The Bidder shall provide an Insurance Certificate naming Henderson County as **additionally insured** with the minimum limits indicated below:

<b>Required Coverage</b>	<b>Minimum Insurance Limits</b>
Workers' Compensation	Statutory/Employers Liability: \$500,000/\$500,000/\$500,000
General Liability	\$1M per occurrence/\$2M aggregate
Automobile	\$1M per occurrence/Combined Single Limit
Additional Insured Status	Required

#### **Section 20: Minimum Insurance Requirements**

Attachment I: Map of King Creek Tributary