

BID FORM

Jonathan Creek Soil Reclamation Site & Dennis Farm Borrow Area Project Haywood County

McGill Project No. 18.00162

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ARTICLE 1 – BID RECIPIENT

This Bid is submitted to:

**David Francis - Haywood County
Historic Court Room at
215 North Main Street
Waynesville, North Carolina 28746
Re: Jonathan Creek Soil Reclamation Site & Dennis Farm Borrow Area Project**

The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS

2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 90 days after the date of the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER'S REPRESENTATIONS

3.01 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, the other related data identified in the Bidding Documents, and the following Addenda, receipt of which is hereby acknowledged.

<u>Addendum No.</u>	<u>Addendum Date</u>
<u>1</u>	<u>5-31-19</u>
_____	_____
_____	_____
_____	_____

B. Bidder has visited the Project Site and has become familiar with and is satisfied as to the general, local and Site conditions that may affect cost, progress, and performance of the Work.

C. Bidder is familiar with and is satisfied as to all federal, state and local Laws and Regulations that may affect cost, progress and performance of the Work.

D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures, including Underground Facilities, at or contiguous to the Site which have been included as a part of the Contract Documents.

E. Bidder has obtained and carefully studied (or accepts the consequences for not doing so) all additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and Underground Facilities) at or contiguous to the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying

the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents to be employed by Bidder, and safety precautions and programs incident thereto.

- F. Bidder does not consider that any further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
- I. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and the written resolution thereof by Engineer is acceptable to Bidder or, if no written response was made by Engineer, that Bidder has resolved the issue to its satisfaction prior to the submittal of its Bid.
- J. The Bidding Documents are sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.
- L. Bidder has not relied upon any information provided by the Engineer except information which is part of the Bidding Documents and is in writing and in the form of a formal addendum.
- M. The submission of a Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of the Bid Documents and the Instructions to Bidders, and that without exception the Bid is premised upon performing and furnishing the Work required by the Bidding Documents and applying any specific means, methods, techniques, sequences, and procedures of construction that may be shown or indicated or expressly required by the Bidding Documents.

ARTICLE 4 – FURTHER REPRESENTATIONS

4.01 Bidder further represents that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any agreement or rules of any group, association, organization or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.

ARTICLE 5 – BASIS OF BID

5.01 5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

UNIT PRICE BID - *See Attached Bid Schedule*

Unit Prices have been computed in accordance with Paragraph 11.03.B of the Modified General Conditions.

Bidder acknowledges that estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

BID SCHEDULE

ITEM #	DESCRIPTION	UNIT	QTY	UNIT COST	TOTAL AMOUNT
Section 1 - Earthwork					
1	Mobilization/General Requirements	LS	1	\$40,000 ⁰⁰	\$40,000 ⁰⁰
2	Earthwork	CY	33500	\$14 ⁰⁰	\$469,000 ⁰⁰
3	Additional 15,000 CY Earthwork	CY	15000	\$14 ⁰⁰	\$210,000 ⁰⁰
4	Erosion Control Cash Allowance	LS	1	\$10,000.00	\$10,000.00
Section 2 - Dennis Farm Site					
5	Clearing and Grubbing	LS	1	\$10,000 ⁰⁰	\$10,000 ⁰⁰
6	Erosion Control Measures	LS	1	\$15,000 ⁰⁰	\$15,000 ⁰⁰
6a	Rock Excavation	CY	200	\$200 ⁰⁰	\$40,000 ⁰⁰
7	SC250 Slope Matting	SY	5650	\$3 ⁰⁰	\$16,950 ⁰⁰
8	Seeding	LS	1	\$16,000 ⁰⁰	\$16,000 ⁰⁰
Section 3 - Jonathan Creek Site					
9	Clearing and Grubbing	LS	1	\$10,000 ⁰⁰	\$10,000 ⁰⁰
10	Demolition	LS	1	\$2500 ⁰⁰	\$2500 ⁰⁰
11	Erosion Control Measures	LS	1	\$15,000 ⁰⁰	\$15,000 ⁰⁰
12	Undercut Excavation, Remain Onsite	CY	1500	\$20 ⁰⁰	\$30,000 ⁰⁰
13	Select Backfill	CY	750	\$20 ⁰⁰	\$15,000 ⁰⁰
14	Washed Stone for Base Stabilization	TON	1215	\$40 ⁰⁰	\$48,600 ⁰⁰
15	Geogrid for Base Stabilization	SY	2250	\$5 ⁰⁰	\$11,250 ⁰⁰
16	Seeding	LS	1	\$3500 ⁰⁰	\$3,500 ⁰⁰
TOTAL BID PRICE					\$1,054,800⁰⁰

ARTICLE 6 – TIME OF COMPLETION

- 6.01** Bidder agrees that the Work will be substantially complete within 90 calendar days after the date when the Contract Times commence to run as provided in the Modified General Conditions, and will be completed and ready for final payment in accordance with the Modified General Conditions within 110 calendar days after the date when the Contract Times commence to run.
- 6.02** Bidder accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the Contract Times.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.01** The following documents are attached to and made a condition of this Bid:
- A. Required Bid security in the form of a certified check, money order, or Bid Bond.
 - B. Completed Bid Schedule
 - C. E-Verify Affidavit
 - D. Iran Divestment Certification

ARTICLE 8 – BID SUBMITTAL

8.01 This Bid submitted by:

If Bidder is:

An Individual

Name (typed or printed): _____

By: _____ (SEAL)
(Individual's signature)

Doing business as: _____

A Partnership

Partnership Name: _____ (SEAL)

By: _____
(Signature of general partner -- attach evidence of authority to sign)

Name (typed or printed): _____

A Corporation

Corporation Name: JLS Company LLC (SEAL)

State of Incorporation: NC

Type (General Business, Professional, Service, Limited Liability): LLC

By: *John Weaver*
(Signature - attach evidence of authority to sign)

Name (typed or printed): John Weaver

Title: _____ (CORPORATE SEAL)

Attest: *[Signature]*

Date of Authorization to do business in North Carolina is 1/1/2003

A Joint Venture

Name of Joint Venture: _____

First Joint Venturer Name: _____ (SEAL)

By: _____
(Signature of first joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____

Second Joint Venturer Name: _____ (SEAL)

By: _____
(Signature of second joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____

(Each joint venturer must sign. The manner of signing for each individual, partnership, and corporation that is a party to the joint venture should be in the manner indicated above.)

Bidder's Business Address _____

Phone No. _____ Fax No. _____

SUBMITTED on _____, 2015.

State Contractor License No. _____

HAYWOOD COUNTY
E-VERIFY AFFIDAVIT

STATE OF NC
COUNTY OF Burcombe

I, John Weaver (the individual attesting below), being duly authorized by and on behalf of
JLS Company LLC (the entity doing business with Haywood County hereinafter "Employer")

after first being duly sworn hereby swears or affirms as follows:

1. Employer understands that E-Verify is the federal E-Verify program operated by the United States Department of Homeland Security and other federal agencies, or any successor or equivalent program used to verify the work authorization of newly hired employees pursuant to federal law in accordance with NCGS §64-25(5).
2. Employer understands that Employer as defined herein, must use E-Verify. Each Employer, after hiring an employee to work in the United States, shall verify the work authorization of the employee through E-Verify in accordance with NCGS§64-26(a).
3. Employer is a person, business entity, or other organization that transacts business in North Carolina and that employs 25 or more employees in this State. (mark Yes or No)
 - a. YES , or
 - b. NO
4. Employer's subcontractors comply with E-Verify, and if Employer is contracted with the Haywood County, Employer will ensure compliance with E-Verify by any subcontractors subsequently hired by Employer.

This 5 day of June, 2019.

[Signature]

Signature of Affiant

Title: V.P.

State of North Carolina

County of Anderson

Signed and sworn to (or affirmed) before me, this the 6th

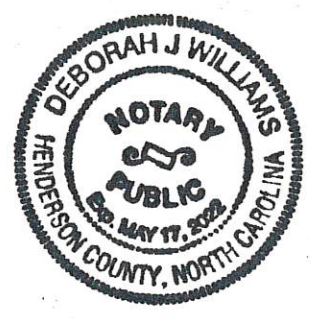
day of June, 2019.

[Signature]

Notary Public
Print Name: Deborah J. Williams

My Commission Expires: 05/17/2022

(Affix Official/Notarial Seal)



BID BOND

Any singular reference to Bidder, Surety, Owner or other party shall be considered plural where applicable.

BIDDER (Name and Address):

JLS Company, LLC
P.O. Box 1265
Skyland, NC 28776

SURETY (Name, and Address of Principal Place of Business):

Granite Re, Inc.
14001 Quailbrook Drive
Oklahoma City, OK 73134

OWNER (Name and Address):

Haywood County
215 North Main Street
Waynesville, NC 28746

BID

Bid Due Date: 6/6/2019

Description: Jonathan Creek Soil Reclamation Site and Dennis Farm Borrow Area

BOND

Bond Number: N/A Bid Bond

Date: 6/6/2019

Penal sum Five Percent of Amount Bid

\$ 5% of Bid

(Words)

(Figures)

Surety and Bidder, intending to be legally bound hereby, subject to the terms set forth below, do each cause this Bid Bond to be duly executed by an authorized officer, agent, or representative.

BIDDER

JLS Company, LLC

(Seal)

SURETY

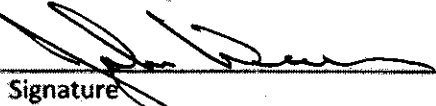
Granite Re, Inc.

(Seal)

Bidder's Name and Corporate Seal

Surety's Name and Corporate Seal

By:


Signature

By:


Signature (Attach Power of Attorney)

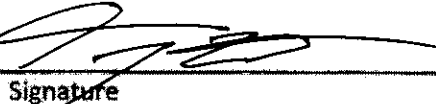
John Deaver
Print Name

Scott Pelin
Print Name

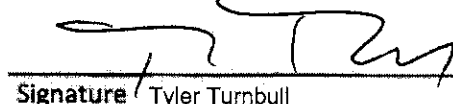
V.P.
Title

Attorney-in-Fact
Title

Attest:


Signature

Attest:


Signature Tyler Turnbull

Notary
Title

Attorney-in-Fact
Title

Note: Addresses are to be used for giving any required notice.

Provide execution by any additional parties, such as joint venturers, if necessary.

