

# BID FORM

*Town Commons Improvements,  
Town of Carrboro, North Carolina*

*McGill Associates, PA  
Project #16.01908*

## TABLE OF CONTENTS

| <u>Article No.</u>                          | <u>Page No.</u> |
|---|-----------------|
| Article 1 - Bid Recipient .....             | 2               |
| Article 2 - Bidder's Acknowledgements ..... | 2               |
| Article 3 - Bidder's Representations .....  | 2               |
| Article 4 - Further Representations .....   | 3               |
| Article 5 - Basis of Bid .....              | 4               |
| Article 6 - Time of Completion .....        | 5               |
| Article 7 - Attachments to this Bid .....   | 5               |
| Article 8 - Bid Submittal .....             | 6               |

**ARTICLE 1 – BID RECIPIENT**

This Bid is submitted to:

**Town of Carrboro  
Attn: Sandy Svoboda  
301 West Main Street  
Carrboro, North Carolina 27510**

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 **60** 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>7-19-2017</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**

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

**LUMP SUM BASE BID**

Lump Sum Base Bid Price: ONE million nine thousand four hundred ninety nine & no/100  
 \_\_\_\_\_ dollars

(words)

(\$ 1,019,419<sup>00</sup>)  
 (numbers)

**UNIT PRICE BID ITEMS:**

**Unsuitable Soils**

The unit price amount entered below shall be an **addition** to the lump sum base bid amount for the removal of unsuitable soils and replacement with engineered backfill as determined necessary by the engineer.

Amount (in numbers): \$ 1500<sup>00</sup> (per 20 cubic yards)

**ALTERNATES, IF ANY:**

The lump sum and unit price alternate bid amounts entered below may be considered at the time of contract award at the Owner's discretion. The Owner reserves the right to select any combination of the Base Bid and Alternate Bid Items.

**1. Alternate Bid Item #1 – Pervious Concrete Sidewalk**

Replace standard concrete sidewalk in courtyard with pervious concrete. Pervious concrete sidewalk shall match detail for pervious concrete parking lot pavement. The alternate bid amount entered below shall be an **addition** to the lump sum base bid amount.

Amount (in numbers): \$ 20,200<sup>00</sup>

**2. Alternate Bid Item #2 – New Playground Equipment**

Remove and dispose of existing playground equipment. Install new playground equipment as identified on Construction Drawings. Color palette of playground shall be coordinated with the owner. Playground equipment to be installed per all manufacturer's specifications. The alternate bid amount entered below shall be an **addition** to the lump sum base bid amount.

Amount (in numbers): \$ 28,500.<sup>00</sup>

**3. Alternate Bid Item #3 – Irrigation System and Well**

Drill well behind the proposed pre-fabricated restroom building. This well is to have a 4" casing pipe and be drilled to an estimated depth of 250'. This well is to serve an irrigation system. Contractor shall provide design and installation of irrigation system, which will serve areas as identified on the Planting Plan (Sheet LA-1).

The alternate bid amount entered below shall be an **addition** to the lump sum base bid amount and represent the cost of the irrigation system.

Amount (in numbers): \$ 8,000.<sup>00</sup>

The alternate bid amount entered below shall be an **addition** to the lump sum base bid amount and represent the cost of the well to a depth of 250', pump, electrical controls, and wiring to serve the irrigation system.

Amount (in numbers): \$ 11,360.<sup>00</sup>

The alternate bid amount entered below shall be an **addition or subtraction** to the lump sum base bid amount and represent the actual depth of well if different than 250'.

Amount (in numbers): \$ 14.50 (per foot)

**ARTICLE 6 – TIME OF COMPLETION**

- 6.01 Bidder agrees that the Work will be substantially complete within 120 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 150 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 Bid Bond or Certified Check for 5% of Bid Amount
  - B. List of Proposed Subcontractors
  - C. List of Proposed Suppliers
  - D. List of Project References
  - E. Required Bidder Qualification Statement with Supporting Data

F. Affidavit of Non-Collusion

G. E-Verify Affidavit

H. Iran Divestment Act

**ARTICLE 8 – BID SUBMITTAL**

**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: Charles W. Hughes Construction LLC (SEAL)

State of Incorporation: North Carolina  
Type (General Business, Professional Service, Limited Liability): LLC

By: [Signature]  
*(Signature -- attach evidence of authority to sign)*

Name (typed or printed): Charles Hughes

Title: member (CORPORATE SEAL)

Attest Wade C. Hughes

Date of Authorization to do business in [State Where Project is Located] is North Carolina  
6-20-2011

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 4675 Ben Dail Rd  
LA Grange NC 28557  
Phone No. 252-566-5040 Fax No. 252-566-5033

SUBMITTED on 8-25, 2017.

State Contractor License No. 74643.