

SINGLE PRIME CONTRACT

SECTION B-2

FORM OF PROPOSAL

Contract for Single Prime General Construction

Project # PR-21-006

TO: Wake County Public School System
Facilities Design and Construction
111 Corning Road, Suite 190
Cary, North Carolina 27518

FROM: _____
BIDDER

ADDRESS

CITY STATE ZIP

1. BASE BID PROPOSAL:

Having become completely familiar with the local conditions affecting the cost of work at the place where work is to be executed, and having carefully examined the site conditions as they currently exist, and having carefully examined Bidding Documents prepared by **Dewberry Engineers Inc.**,

and titled: **Weatherstone Elementary School Playground Area Improvements**

Dated **January 15, 2024** together with any addenda to such Bidding Documents as listed hereinafter, the undersigned hereby proposes and agrees to provide all labor, materials, plant, equipment, transportation and other facilities as necessary and/or required to execute all of the work described by the aforesaid Bidding Documents for the lump sum consideration of:

_____ Dollars(\$ _____),

said amount being hereinafter referred to as the Base Bid or Base Bid Proposal.

For separate prime bids to single prime contractor pursuant G.S.143-128, the separate prime contractor shall not submit a higher bid to any single prime contractor than the separate prime bid submitted to the owner for the same scope of work, including the cost of bonds. Therefore, if the separate prime contractor is NOT including bonds in its bid to a single prime contractor, the deduction for bonds shall be clearly shown in the bid to the single prime contractor.

2. BID BREAKDOWN:

For the Owner's accounting purposes only, the following base bid cost breakdown is provided. It is agreed upon that this information will not be used for any decisions to determine the award of this contract. This information is required of the successful contractors within 72 hours.

Base Bid Costs	_____
Alternate No. 1	_____
TOTAL (equal to base bid amount plus Alt. No. 1)	_____

3. SUBCONTRACTOR LISTING:

As required by state statute, single prime bidders shall show below the names of major subcontractor and the cost of the major contractors. Mechanical, electrical and plumbing must be shown. The amount of a bid submitted by a subcontractor to the general contractor under the single-prime system shall not exceed the amount bid, if any, for the same work by that subcontractor to the local school administrative unit under the separate-prime system. This information is required to be submitted at bid time. Failure to include this information shall be cause to disqualify or reject the bid.

	<u>Name of Subcontractors</u>	<u>Cost</u>
Other (<u>Paving</u>)	_____	_____
Other (<u>Fencing</u>)	_____	_____
Other (_____)	_____	_____
Other (_____)	_____	_____

4. ALTERNATES:

The undersigned proposes to perform alternatives for stated resulting to or deductions from the Base Bid. Additions and deductions shall include any modifications of work or additional work that undersigned may be required to perform by reason of the acceptance of any alternative.

Alternate No. 1: 8' wide asphalt trail without 12-inch concrete curb/edge on each side (only 8' wide total). Refer to sheet L102 and detail 2 on C504 for additional information.

Adjust Base Bid by ADDING or DEDUCTING.

5. UNIT PRICES, ALLOWANCES AND OWNER CONTINGENCY

Unit prices are complete for labor, equipment, material and overhead and profit; Base bid includes allowance quantity of each item. Unused amount will be credited to the Owner by change order at the end of the job.

Weatherstone Elementary School

Description	Unit Price	Unit Measure	Allowance Units
4' Ht. Chain-link fencing (as specified)		Per LF	100
Bermuda sod w/ 4-inches of topsoil (as specified)		Per SqYd	1,500
Soil removal and replacement with crushed stone		Per CuYd	150
Rock removal and replacement with crushed stone		Per CuYd	25

Base bid shall include an owner contingency of **\$75,000** to be used for unforeseen conditions as directed by WCPSS. Unused contingency shall be returned to the owner at the end of the project.

6. MINORITY BUSINESS ENTERPRISE (MBE) SUBCONTRACTORS:

All bidders, including MBEs shall complete this Affidavit, unless the bidder is self-performing as defined in N.C. Gen. Stat. § 143-128.2(c). If a bidder is self-performing, the bidder shall submit an affidavit stating that it will perform all of the work under a contract with its own workforce in lieu of this affidavit.

State of _____

AFFIDAVIT page 1
A Listing of the Good Faith Effort

County of _____

The below-signed company has made a good faith effort to recruit minority businesses in accordance with N.C. Gen. Stat. § 143-128.2 and represents that it has performed the following (**check all that apply; note that a minimum of fifty (50) points must be achieved**):

- (10 points) Contacted minority businesses that reasonably could have been expected to submit a quote and that were known to the contractor, or available on State or local government maintained lists, at least 10 days before the bid date and notified them of the nature and scope of the work to be performed.
- (10 points) Made the construction plans, specifications and requirements available for review by prospective minority businesses, or provided these documents to them at least 10 days before the bids are due.
- (15 points) Broke down or combined elements of work into economically feasible units to facilitate minority participation.
- (10 points) 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.
- (10 points) Attended prebid meetings scheduled by the public owner.
- (20 points) Provided assistance in getting required bonding or insurance or provided alternatives to bonding or insurance for subcontractors.
- (15 points) Negotiated in good faith with interested minority businesses and did not reject them as unqualified without sound reasons based on their capabilities. Any rejection of a minority business based on lack of qualification should have the reasons documented in writing.
- (25 points) 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.
- (20 points) 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.
- (20 points) Provided quick pay agreements and policies to enable minority contractors and suppliers to meet cash flow demands.

_____ **TOTAL POINTS**

IDENTIFICATION OF MINORITY BUSINESS PARTICIPATION SCHEDULE

Name	Description of Work to be performed	Subcontract Amount	Percentage of Bid
1. _____	_____	_____	_____
2. _____	_____	_____	_____
3. _____	_____	_____	_____
4. _____	_____	_____	_____
5. _____	_____	_____	_____
6. _____	_____	_____	_____
7. _____	_____	_____	_____
8. _____	_____	_____	_____
9. _____	_____	_____	_____
10. _____	_____	_____	_____
11. _____	_____	_____	_____
12. _____	_____	_____	_____
13. _____	_____	_____	_____
14. _____	_____	_____	_____
15. _____	_____	_____	_____

In accordance with G.S. 143-128.2, the undersigned will enter into a formal agreement with the firms listed in the above Identification of Minority Business Participation Schedule conditioned upon execution of a contract with the Owner. The failure to abide by this statutory provision shall constitute a breach of the construction contract.

The undersigned hereby certifies that he or she has read this affidavit and the information contained herein is true and accurate. The undersigned further certifies that he or she is authorized to bind the bidder to the commitment herein set forth.

Company: _____

Date: _____ Signature: _____

Name/Title Authorized Officer: _____

NOTARY
SEAL

State of _____, County of _____

Subscribed and sworn to before me this ____ day of _____, _____.

Notary Public _____

My commission expires: _____

7. ADDENDA ACKNOWLEDGMENT:

The undersigned acknowledges receipt of the following addenda: (List by number and date appearing on addenda.)

<u>Addendum No.</u>	<u>Date</u>	<u>Addendum No.</u>	<u>Date</u>
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____
_____	_____	_____	_____

8. BID SECURITY:

Bid security in the amount of five (5) percent of the Base Bid is attached, without endorsement, in the sum of _____ Dollars (\$ _____) which is to become the property of the Owner in the event the Contract and Performance and Payment Bonds are not executed within the time set forth, as liquidated damages for the delay and additional work caused the Owner.

- 9. The undersigned declares that the person or persons signing this Proposal is/are fully authorized to sign on behalf of the firm listed and to fully bind the firm listed to all the Proposal's conditions and provisions thereof.
- 10. The undersigned, as bidder, hereby declares that the only person or persons interested in this proposal as principal or principals is or are named herein and that no other person than herein mentioned has any interest in this proposal or in the contract to be entered into; that this proposal is made without connection with any other person, company or parties making a bid or proposal; and that it is in all respects fair and in good faith without collusion or fraud.
- 11. It is agreed that the undersigned has complied or will comply with all requirements of local, state, and national laws, and that no legal requirement has been or will be violated in making or accepting this Proposal, in awarding the contract to him and/or in the prosecution of the work required.
- 12. It is agreed that the undersigned shall provide any information deemed necessary by the Owner to establish the responsiveness and responsibility of the bidder.
- 13. The undersigned acknowledges that he has received the General Conditions dated November 20, 2018.

14. The following information is provided pursuant to the Contract Documents:

.1 Legal Name of Firm:

a. If Firm is a corporation, state that corporation is organized under the laws of the State of _____. Please affix corporate seal to this Form of Bid.

b. If Firm is a partnership, state names of partners:

c. If Firm is an individual using a trade name, state name of individual:

.2 Contractor Registration Number: _____

Respectfully submitted, this

_____ day of _____, 20__

(Signature) _____

(Name Typed) _____

(Title) _____

(SEAL IF BIDDER IS A CORPORATION)

End of Form of Proposal
Enclosure

1. Bid Bond

BID BOND

KNOW ALL MEN BY THESE PRESENTS, That we,

_____ (Bidder's Name)

_____, of _____
(Street Address) (City, State, Zip)

hereinafter called the Principal, and

(Surety's Name)

a corporation organized and existing under the Laws of the State of _____, and authorized to transact business in the State of North Carolina, as Surety, hereinafter called Surety, are held and firmly bound unto Wake County, by and through its authorized agent the Wake County Board of Education, as Owner, hereinafter called Obligee, in the Penal sum of five percent (5%) of the amount bid, good and lawful money of the United States of America, for the payment of which the Principal and Surety bind themselves, their heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents. This bid bond is submitted in lieu of submitting cash, a cashier's check, or a certified check pursuant to G.S.143-129.

The Condition of this Obligation is such, that, WHEREAS the Principal has submitted a proposal to the Obligee on a contract for the construction

of _____
(Contract Name and Number)

NOW THEREFORE, if the Obligee shall accept the bid of the Principal and the Principal shall enter into a contract with the Obligee in accordance with the terms of such bid, and give such bond or bonds as may be specified in the Bidding or Contract Documents with good and sufficient surety for the faithful performance of such construction for the prompt payment of labor and material furnished in the prosecution thereof, or in the event of the failure of the Principal to enter such contract and give such bond or bonds, if the Principal shall pay to the Obligee the difference not to exceed the penalty hereof between the amount specified in said bid and such larger amount for which the Obligee may in good faith contract with another party to perform the Work covered by said bid, then this obligation shall be null and void; otherwise to remain in full force and effect.

