

October 30, 2019

Lincoln County  
115 W. Main Street  
Lincolnton, NC 28092

Attention: Mr. John Henry  
Facilities Management Director  
Purchasing Agent

Reference: Contract Award Recommendation  
Shanklin Library Roof Replacement  
REI Project No. 019CLT-197

Dear Mr. Henry:

Bids were opened at 2:00 PM on October 29, 2019 for the above referenced project. Johnson's Roofing Service, Inc. submitted the lowest total base bid in the amount of \$108,380.00.

REI Engineers recommends the Owner accept Alternate No. 1 for roof replacement of the Roadside Entrance Sign.

REI Engineer's estimated construction cost for the project was \$140,000.00; therefore, REI recommends this project be awarded to Johnson's Roofing Service, Inc. for the base bid and Alternate No. 1 in the amount of **\$110,880.00**.

Please contact our office if you have any questions regarding the bidding and awarding of this project.

Sincerely,

***REI Engineers***

A handwritten signature in black ink, appearing to read "Paul Whitley".

Paul Whitley, RRO  
Project Manager

Enc: Certified Bid Tabulation  
Copy of Johnson's Roofing Service, Inc. Bid Form

## BID TABULATION

Owner Name: Lincoln County  
Project Name: Shanklin Library Roof Replacement  
Bid Due Date: October 29, 2019  
Bid Due Time: 2:00 PM

Bidders	Base Bid	Alternate 01 ADD	UP-1	UP-2	Bid Bond	MB Participation	MWBE A or B	E-Verify	Addendum 01	Addendum 02	Addendum 03	Manufacturer
Johnson's Roofing Service, Inc.	\$108,380.00	\$2,500.00	\$ 2.00	\$ 3.00	X	X	X	X	X	X	X	Metal Roofing Systems
Montgomery Contractors, Inc.	\$162,000.00	\$3,200.00	\$ 3.00	\$ 5.00	X	X	X	X	X	X		Construction Metal Products
Ambruirio, Inc.	Rejected due to no Bid Bond											
Davco Roofing and Sheet Metal, Inc.	\$109,000.00	\$2,400.00	\$ 4.00	\$ 3.50	X	X	X	X	X	X	X	Metal Roofing Systems
Tecta America Carolinas, LLC.	\$239,420.00	\$6,330.00	\$ 7.00	\$ 5.00	X	X	X	X	X	X	X	DMS
Southern Metal Systems, Inc.	\$205,000.00	\$6,000.00	\$ 3.00	\$ 5.00	X	X	X	X	X	X	X	MBCI
WaynCo Roofing, LLC	\$128,687.00	\$2,683.00	\$ 1.87	\$ 6.00	X	X	X	X	X	X	X	Construction Metal Roofing

I hereby certify that this is a true tabulation of bids received.



10/29/2019

Date

Paul Whitley, RRO  
Project Manager

SECTION 00 41 13

**BID FORM – REVISION 1**

To: Mr. John Henry  
Lincoln County  
115 West Main Street  
Lincolnton, North Carolina 28092

Project: Shanklin Library  
Roof Replacement

REI Project No. 019CLT-197

Date: October 29, 2019

Contractor: Johnson's Roofing Service, Inc.

Address: PO Box 607 Phone: (803) 802-6502  
Fort Mill, SC 29716 Fax: (803) 802-6627

Email: mholmes@johnsonsroofinginc.com

North Carolina License No.: 19663 Classification: Building Limitation: None

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. The bidder further declares that he has examined the site of the work and the contract documents relative thereto dated September 10, 2019 as prepared by REI Engineers, Inc., and has read all special provisions furnished prior to the opening of bids; that he has satisfied himself relative to the work to be performed. The Bidder proposes and agrees if this proposal is accepted to contract with the Owner in the form of contract specified, to furnish all necessary materials, equipment, machinery, tools apparatus, means of transportation and labor necessary to complete the construction of the project with a definite understanding that no money will be allowed for extra work except as set forth in the General Conditions and the Contract Documents, for the sum of:

**BASE BID:** One Hundred Eight Thousand Three Hundred Eighty Dollars (\$ 108,380 )  
(Words) (Figures)

**ALTERNATES:**

**Alternate No. 1:** Provide roof panel and trim metal replacement of Roadside Entrance Sign.

Add Words: Two Thousand Five Hundred Figures 2,500

**ALLOWANCES:**

Include in the Base Bid the \$5,000.00 Contingency Allowance specified in Section 01 21 00 of the Project Manual.

Include in the Base Bid the Quantity Allowances specified in Section 01 21 00 of the Project Manual.

Replace 2,000 sq. ft. of Deteriorated Plywood Deck .....	\$ <u>4,000</u>
Replace 200 bd. ft. of Deteriorated Wood Blocking .....	\$ <u>600</u>

**UNIT PRICES:**

Unit prices quoted and accepted shall apply throughout the life of the contract, except as otherwise specifically noted. Unit prices shall be applied, as appropriate, to compute the total value of changes in the scope of the work all in accordance with the contract documents.

UP-1: Replace Deteriorated Plywood Deck .....	\$ 2.00	/SF
UP-2: Replace Deteriorated Wood Blocking .....	\$ 3.00	/BF

**MANUFACTURERS:**

Base bid shall utilize metal panel roofing materials manufactured by Metal Roofing Systems.  
(One manufacturer only)

**BID HOLDING TIME AND ACCEPTANCE:**

The undersigned hereby agrees that this bid may not be revoked or withdrawn after the time set for the opening of bids but shall remain open during the bid holding period.

**SCHEDULE OF COMPLETION:**

The undersigned understands that time is of the essence and agrees to the Contract Time and liquidated damages as indicated in AIA Document A201, General Conditions of the Contract for Construction and Supplementary Conditions apply to this Work. The undersigned hereby agrees to commence work on this project within thirty (30) days following receipt of an Executed Owner/Contractor Agreement. Date of commencement will be established in a Notice to Proceed issued to Contractor. All work to be accomplished under the Base Bid and all alternates accepted shall be within 60 calendar days from the date of commencement. Applicable liquidated damages shall be stated in the Section 00 73 00- Supplementary Conditions.

**ADDENDUM:**

Addendum received and used in computing bid:

Addendum No. 1	<u>X</u>	Addendum No. 2	<u>X</u>
Addendum No. 3	<u>X</u>	Addendum No. 4	<u></u>

**SUBCONTRACTORS:**

If subcontractors are to be utilized, the General Contractor shall fill out all blanks on the list below. All subcontractors shall be listed. The general contractor shall identify work by the general, subcontractor or not applicable. Do not list suppliers. All blanks must be filled in. Failure to do so may result in bid being declared non-responsive. If there is more than one subcontractor per trade identified below, list all. If no subcontractors are to be utilized, indicate by signing at the appropriate place at the bottom of this page.

Trade:	Company:

**We do not plan to use subcontract forces:**

Contractor Signature (sign if applicable)

**ENCLOSURES:**

- Bid Bond
- Minority, Woman, and Small Business Submittals:
  - Identification of Minority Business Participation and
  - Affidavit A or Affidavit B
- E-Verify

Respectfully submitted this 29 day of October, 2019.

Company: Johnson's Roofing Service, Inc.

Printed Name: Mark Holmes

Signature: Mark Holmes

Title: Estimator

South Carolina (State)

County of York

I, Layliona T. Eidson, a Notary Public for York County, South Carolina (State), do hereby certify that Mark Holmes personally appeared before me this day and acknowledged the due execution of the foregoing instrument.

Witness my hand and official seal, this 29 day of October, 2019.

Layliona T. Eidson  
Notary Public



My commission expires March 07, 2028.

END OF SECTION 00 41 13

## FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT \_\_\_\_\_

Johnson's Roofing Service, Inc. \_\_\_\_\_ as principal, and Travelers Casualty and Surety Company of America \_\_\_\_\_, as surety, who is duly licensed to act as surety in North Carolina, are held and firmly bound unto Lincoln County \_\_\_\_\_ as obligee, in the penal sum of Five Percent of Amount Bid \_\_\_\_\_ 5% DOLLARS, lawful money of the United States of America, for the payment of which, well and truly to be made, we bind ourselves, our heirs, executors, administrators, successors and assigns, jointly and severally, firmly by these presents.

Signed, sealed and dated this 29th day of October, 2019

WHEREAS, the said principal is herewith submitting proposal for

Shanklin Library \_\_\_\_\_ and the principal desires to file this bid bond in lieu of making the cash deposit as required by G.S. 143-129.

NOW, THEREFORE, THE CONDITION OF THE ABOVE OBLIGATION is such, that if the principal shall be awarded the contract for which the bid is submitted and shall execute the contract and give bond for the faithful performance thereof within ten days after the award of same to the principal, then this obligation shall be null and void; but if the principal fails to so execute such contract and give performance bond as required by G.S. 143-129, the surety shall, upon demand, forthwith pay to the obligee the amount set forth in the first paragraph hereof. Provided further, that the bid may be withdrawn as provided by G.S. 143-129.1

Johnson's Roofing Service, Inc. \_\_\_\_\_ (SEAL)

By: Dale Brashier \_\_\_\_\_ (SEAL)

\_\_\_\_\_  
(SEAL)

Travelers Casualty and Surety Company of America \_\_\_\_\_ (SEAL)

By: Catherine Thompson \_\_\_\_\_ (SEAL)

Catherine Thompson, Attorney-in-Fact





Travelers Casualty and Surety Company of America  
Travelers Casualty and Surety Company  
St. Paul Fire and Marine Insurance Company  
Farmington Casualty Company

POWER OF ATTORNEY

**KNOW ALL MEN BY THESE PRESENTS:** That Travelers Casualty and Surety Company of America, Travelers Casualty and Surety Company, St. Paul Fire and Marine Insurance Company, and Farmington Casualty Company are corporations duly organized under the laws of the State of Connecticut (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint Catherine Thompson of Charlotte, NC, their true and lawful Attorney-in-Fact to sign, execute, seal and acknowledge any and all bonds, recognizances, conditional undertakings and other writings obligatory in the nature thereof on behalf of the Companies in their business of guaranteeing the fidelity of persons, guaranteeing the performance of contracts and executing or guaranteeing bonds and undertakings required or permitted in any actions or proceedings allowed by law, including the following bond:

**Surety Bond No.:** Bid Bond  
OR

**Principal:** Johnson's Roofing Service, Inc.  
**Obligee:** Lincoln County

**Project Description:** Shanklin Library

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed, and their corporate seals to be hereto affixed, this 6th day of May, 2019.



State of Connecticut

By:

  
Robert L. Raney, Senior Vice President

City of Hartford ss.

On this the 6th day of May, 2019, before me personally appeared Robert L. Raney, who acknowledged himself to be the Senior Vice President of each of the Companies, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of said Companies by himself as a duly authorized officer.

IN WITNESS WHEREOF, I hereunto set my hand and official seal.

My Commission expires the 30th day of June, 2021



  
Anna P. Nowik, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of each of the Companies, which resolutions are now in full force and effect, reading as follows:

**RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President, any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary may appoint Attorneys-in-Fact and Agents to act for and on behalf of the Company and may give such appointee such authority as his or her certificate of authority may prescribe to sign with the Company's name and seal with the Company's seal bonds, recognizances, contracts of indemnity, and other writings obligatory in the nature of a bond, recognition, or conditional undertaking, and any of said officers or the Board of Directors at any time may remove any such appointee and revoke the power given him or her; and it is.

**FURTHER RESOLVED**, that the Chairman, the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President may delegate all or any part of the foregoing authority to one or more officers or employees of this Company, provided that each such delegation is in writing and a copy thereof is filed in the office of the Secretary; and it is.

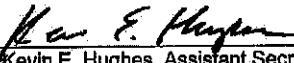
**FURTHER RESOLVED**, that any bond, recognition, contract of indemnity, or writing obligatory in the nature of a bond, recognition, or conditional undertaking shall be valid and binding upon the Company when (a) signed by the President, any Vice Chairman, any Executive Vice President, any Senior Vice President or any Vice President, any Second Vice President, the Treasurer, any Assistant Treasurer, the Corporate Secretary or any Assistant Secretary and duly attested and sealed with the Company's seal by a Secretary or Assistant Secretary; or (b) duly executed (under seal, if required) by one or more Attorneys-in-Fact and Agents pursuant to the power prescribed in his or her certificate or their certificates of authority or by one or more Company officers pursuant to a written delegation of authority; and it is.

**FURTHER RESOLVED**, that the signature of each of the following officers: President, any Executive Vice President, any Senior Vice President, any Vice President, any Assistant Vice President, any Secretary, any Assistant Secretary, and the seal of the Company may be affixed by facsimile to any Power of Attorney or to any certificate relating thereto appointing Resident Vice Presidents, Resident Assistant Secretaries or Attorneys-in-Fact for purposes only of executing and attesting bonds and undertakings and other writings obligatory in the nature thereof; and any such Power of Attorney or certificate bearing such facsimile signature or facsimile seal shall be valid and binding upon the Company and any such power so executed and certified by such facsimile signature and facsimile seal shall be valid and binding on the Company in the future with respect to any bond or understanding to which it is attached.

I, Kevin E. Hughes, the undersigned, Assistant Secretary of each of the Companies, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which remains in full force and effect.

Dated this 29th day of October, 2019.



  
Kevin E. Hughes, Assistant Secretary

*To verify the authenticity of this Power of Attorney, please call us at 1-800-421-3880.  
Please refer to the above-named Attorney-in-Fact and the details of the bond to which this Power of Attorney is attached.*

## **Identification of Minority Business Participation**

I, Johnson's Roofing Service, Inc.

(Name of Bidder)

do hereby certify that on this project, we will use the following minority business enterprises as construction subcontractors, vendors, suppliers or providers of professional services.

**Firm Name, Address and Phone #**

### Work type

### Minority Category

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

The total value of minority business contracting will be (\$)10,838.

Attach to Bid   Attach to Bid

**State of North Carolina AFFIDAVIT A – Listing of Good Faith Efforts**

County of Lincolnton

(Name of Bidder)

Affidavit of Johnson's Roofing Service, 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 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.
- 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 minority 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 bonding 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 on 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.

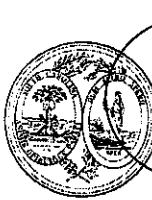
The undersigned hereby certifies that he or she has read the terms of the minority business commitment and is authorized to bind the bidder to the commitment herein set forth.

Date: 10/29/2019

Name of Authorized Officer: Drew Brashear

Signature: Drew Brashear

Title: President



Layliona T. Eidson  
NOTARY PUBLIC

State of South Carolina  
My Commission Expires  
March 7, 2028

SC, County of York

Subscribed and sworn to before me this 29 day of October 2019

Notary Public

My commission expires March 07, 2028

## Affidavit Re Compliance with E-Verify Requirements

The North Carolina State Legislature approved legislation requiring that all Lincoln County contracts include a provision that the contractor and the contractors' subcontractors comply with certain new laws in Chapter 64, Article 2 of the North Carolina General Statutes concerning using an E-verify system to verify its employees. Please sign the form below and submit with your bid.

Drew Brashear<sup>1</sup>, being duly sworn, does hereby swear and aver as follows:

1. I am an adult, under no disability, and am authorized as President<sup>2</sup> to execute this affidavit on behalf of the Company defined below.
2. I hereby warrant, affirm and represent that Johnson's Roofing Service(the "Company") is a Commercial Roofing Company<sup>3</sup><sup>4</sup>, and is properly authorized to do business in the State of North Carolina.
3. The Company has complied, does comply and at all times it is entered into a contract with Lincoln County will comply, to the extent applicable, with Article 2 of Chapter 64 of the North Carolina General Statutes.
4. The Company shall ensure than any subcontractors performing work for Company shall at all times comply with Article 2 of Chapter 64 of the North Carolina General Statutes.
5. Company, shall indemnify and hold Lincoln County harmless for any loss, cost or damages, including but not limited to attorney's fees and court costs, that it incurs or may incur as a result of the breach of any warranty contained herein.

Johnson's Roofing Service, Inc. (Name of Company)

By: Drew Brashear (SEAL)

Drew Brashear, President

Name and position of signer

Date: October 29, 2019

<sup>1</sup> Name of individual

<sup>2</sup> Position of the individual signing the affidavit

<sup>3</sup> State of incorporation/organization

<sup>4</sup> Form of organization (corporation, limited liability company, etc.)

SOUTH CAROLINA  
YORK COUNTY

I, Layliona T. Eidson, a Notary Public for said County and State, do hereby certify that Drew Brashear, personally appeared before me this day and acknowledged that he/she is the President of Johnson's Roofing Service, Inc., a \_\_\_\_\_ and acknowledged, on behalf of said Company, the due execution of this instrument. Witness my hand and notarial seal, this 29 day of October, 2019.



Layliona T. Eidson  
NOTARY PUBLIC  
State of South Carolina  
My Commission Expires  
March 7, 2028

A handwritten signature of Layliona T. Eidson in black ink.

Notary Public

My Commission Expires: March 07, 2028