### SINGLE PRIME CONTRACT GENERAL CONSTRUCTION PROPOSAL

#### MATERIALS RECOVERY FACILITY RETROFIT

For Mecklenburg County, Charlotte, NC

PREPARED BY:

FMK Architects 123 New Bern St Charlotte, NC 28203

**BID DATE:** 

November 22, 2024 - *REBID* 

TO:

Mecklenburg County

North Carolina

FROM:

R.J. Leeper Construction, LLC

Name of Bidder

The undersigned Bidder hereby declares that his Proposal is made without connection with any other person, company, or parties making a similar bid or proposal, and that it is in all respect fair and in good faith, without collusion or fraud. It is the Bidder's intention & purpose to enter into a Contract with Mecklenburg County. The Bidder signifies that his bid is all-inclusive to perform the Work to construct MATERIAL RECOVERY FACILITY (MRF) RETROFIT as illustrated in the Contract Documents package prepared by FMK Architects dated 10/09/2024, including drawings dated 10/8/24 and Project Manual dated 10/9/24. The Bidder has carefully examined the Contract Document and Proposal Form and is familiar with the scope, details, intent, and conditions under which the Work, or any part of it, is to be done, and the conditions which must be fulfilled in the furnishing and/or erection or construction of any or all items of the Work. The Bidder hereby proposes to furnish all labor, materials, equipment and services necessary to perform the Work required in the Construction Document and terms of this Proposal for the amounts listed below.

A. Base Bid:	
Demolition Services	\$79,817.00
Excavation Services	\$46,308.00
Cleaning, Interior/Exterior	\$31,814.00
Concrete	\$619,184.00
Electrical	\$1,151,002.00
Flooring	\$264,580.00
HVAC	\$293,040.00
Insulation	\$\$
Painting	\$60,076.00
Plumbing	\$304,455.00
Roofing/Siding	\$15,194.00
Cranes/Man Lifts – Rental/Lease	\$79,361.00
Steel push wall repairs & painting allowance	\$25,000.00
Base Bid Total:	\$\$
B. Contingency Allowance: (10% Base Bid Total)	\$299,843.40
C. Total Bid: (A+B) (Herein referred to as the Total Bid)	\$3,298,277.40

#### **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 the changes in the scope of the Work all in accordance with the Contract Document. The Bidder is asked to provide the following unit prices to be used to adjust the Contract up or down if the scope of the Work changes.

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The undersigned further agrees to begin the work promptly upon receipt of Notice to Proceed and to pursue the work with an adequate work force to complete the work within \_\_\_\_\_\_365\_ calendar days from the Notice to Proceed. Five *Thousand* Dollars (*\$5,000.00*) per calendar day is hereby agreed upon as the Liquidated Damages for any delays due solely to actions or inactions of the General Contractor. Damages will not apply to delays beyond the control of the General Contractor.

The undersigned also agrees to meet Key Milestones of the work as agreed to with the Equipment Vendor's demolition and installation requirements. If those dates are not met, Five Hundred Dollars (\$5,000.00) per calendar day is hereby agreed upon as the Liquidated Damages for any delays due solely to actions or inactions of the General Contractor. Damages will not apply to delays beyond the control of the General Contractor.

Check, Cash, or Bond is attached in the amount of \$ 5% OF BD.

The undersigned Bidder further proposes and agrees to commence the work promptly upon notice to proceed, with adequate forces.

The Bidder acknowledges receipt of the following addenda:

Addendum No. <u>1</u>	Dated <u>10/18/24</u>
Addendum No. 2	Dated <u>10/30/24</u>
Addendum No3	Dated <u>11/15/24</u>
Addendum No	Dated

The undersigned has enclosed the following with this Proposal:

 Bid Bond or Bid Deposit (5% of bid amount)
 Business Diversity and Inclusion (BDI) Form A – Listing of Good Faith Efforts (GFE)
BDI Form B – Identification of Subcontractor Participation
Certificate of Nondiscrimination in Employment
Contractor E-Verify Declaration
Certificate of Compliance with the Americans With Disabilities Act

CONTRACTOR:	R.J. LEEPER CONSTRUCTION, LIC
	,
ADDRESS:	601 MORRIS STREET
	CHAPLOTTE, NC 28202
SIGNATURE:	JOHN MAN
TITLE:	VICE-PROSIDENT
NAME (Print):	MIKE LOCKLAIR

NC LICENSE NUMBER: 32446

#### **CERTIFICATION OF**

#### NON-DISCRIMINATION IN EMPLOYMENT

The undersigned, being a licensed Contractor in North Carolina, do hereby certify that we will not engage in prohibited discrimination. For purposes of this Certification, prohibited discrimination means discrimination against Contractor's employees providing services on County premises or in the solicitation, selection, and / or treatment of any subcontractor, vendor, or supplier providing services in connection with this Project which actions are illegal under either state or federal law. As a condition of entering into an Agreement with the County, the Contractor represents, warrants and agrees that it does not and will not engage in or condone prohibited discrimination with respect to any Contactor employees assigned to work on behalf of County and that prior to being deployed to a County assignment or premises, employees and subcontractors will review and agree to abide by the County's Harassment Policy as to the assigned employees.

25	they-	
Signed		
Kwame Alexand Print or Type Name	er e of Signing Official	
Vice President, C	ommercial Constr	ruction
Title		
R.J. Leeper Cons	truction, LLC	
601 Morris St.		
Address		
Charlotte	NC	28202
City	State	Zip
11/06/2024		
Date		

#### E-VERIFY AFFIDAVIT

I, <u> </u>	(the individual attesting below), being duly authorized by and on behalf of
<u>R.J. I</u>	Leeper Construction, LLC (the entity bidding on project 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
Depar	tment of Homeland Security and other federal agencies, or any successor or equivalent program used to verify
the we	ork authorization of newly hired employees pursuant to federal law in accordance with NCGS §64-25(5).
2.	Employer understands that Employers 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	S§64-26(a).
3.	Employer is a person, business entity, or other organization that transacts business in this State and that
emplo	bys 25 or more employees in this State. (mark Yes or No)
	a. YES <u>X</u> , or
	b. NO
4.	Employer's subcontractors comply with E-Verify, and if Employer is the winning bidder on this project
Emplo	oyer will ensure compliance with E-Verify by any subcontractors subsequently hired by Employer.
This_6	Sth_day ofNovember, 2024.
9	the the
Signa	ture of Affiant
Print o	or Type Name: Kwame Alexander
Sign	ned and sworn to (or affirmed) before me, this the
uay /	Commission Expires: August 9, 2025
Му	Commission Expires: ALIALIAT 9 7/11/5 8
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#### **CERTIFICATION OF**

#### **COMPLIANCE WITH AMERICANS WITH DISABILITIES ACT**

The undersign, being a licensed Contractor in North Carolina, do hereby agree to comply with all applicable requirements of the Americans With Disabilities Act throughout the duration of this contract.

XCA	Bear-	
Signed		
Kwame Alexander	•	
Print or Type Name o	of Signing Official	
Vice President, Cor	mmercial Const	ruction
Title		,
R.J. Leeper Constru	uction, LLC	
Firm		
601 Morris St.		
Address		
Charlotte	NC	28202
City	State	Zip
11/06/2024		,
Date		

**Mecklenburg County Government** 

**Formal Documents** 

#### Form A – Listing of Good Faith Efforts (GFE)

[Submit with Bid]

Maille of Diddel	Name	of	Bi	dd	er
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(Company Name)

R.J. Leeper Construction, LLC

Project Name: Materials Recovery Facility Retrofit Solicitation #:

\*\*\*Prior to submission, review your documents for accuracy and ensure all items are complete\*\*\*

I have reviewed and made a good faith effort to comply with Section-5 Good Faith Efforts (GFE) Points System and have marked the following by selecting the checkbox(es) Delow and totaling the final points attained.

Bidders must earn at least fifty (50) points from the good faith efforts listed for their Bid to be considered responsive. (1 NC Administrative Code 30 I.0101). The Bidder agrees to provide any additional information and/or documentation per Section-5 Good Faith Efforts (GFE) Points System requested by the Owner in support of the Bidder's good faith efforts.

NOTE: All actions necessary to earn GFE Points must be undertaken prior to Bid opening/Bid due date.

X (a) – 15 pts

Subcontractor Solicitation: Bidder/Participant solicited Bids from MWBEs that would meet the Goals stated for the respective project, that reasonably could have been expected to submit a quote, and that were known to the Bidder/Participant or available on State or local government-maintained lists, at least ten (10) Business Davs before the Bid date and notified them of the nature and scope of the work to be performed.

(b) - 10 pts

Plan Availability: The Bidder/Participant made the Project Documents (e.g., project descriptions, construction plans, specifications, and/or requirements) available for review by prospective MWBE Subcontractors or provided these documents to them at least ten (10) Business Days before the Bids are due. A Bidder/Participant may receive credit for this GFE only if the Bidder/Participant receives credit for the above Subcontractor Solicitation GFE (subsection (a)) and it responds promptly to any request(s) made for access to the project documents.

□ (c) – 10 pts

Breaking Down Work: The Bidder/Participant separated or combined elements of work into economically feasible units to facilitate MWBE participation. A Bidder/Participant may receive credit for this GFE only if the Bidder/Participant receives credit for the above Subcontractor Solicitation GFE (subsection (a)).

 $\Box$  (d) – (10 pts)

Working with an MWBE Assistance Organization: The Bidder/Participant must document it worked with MWBE trade, community, or contractor organizations identified by the BDI Program Team, the state Office of Historically Underutilized Businesses, and/or included in the Bid documents that provide assistance in recruitment of MWBE businesses, at least fifteen (15) Business Days before Bids are due. A Bidder/Participant may receive credit for this GFE only if the Bidder/Participant receives credit for the above Subcontractor Solicitation GFE (subsection (a)).

X (e) – (10 pts)

Attending Pre-Bid: The Bidder/Participant attended any pre-Bid meetings scheduled by the Owner.

 $\Box$  (f) – (10 pts)

Bonding or Insurance Assistance: After the Bidder/Participant received a Bid/Proposal from an MWBE Subcontractor, the Bidder/Participant committed to providing assistance to the MWBE in obtaining required bonding or insurance or provided alternatives to bonding or insurance. Mere willingness to offer

Mecklenburg County Go	vernment	Formal Documents
	such assistance in the absence of some M will not result in credit for these points.	WBE Subcontractor participation

図 (g) – (20 pts)

**Negotiating in Good Faith with MWBEs:** The Bidder/Participant must demonstrate that the Bidder/Participant negotiated in good faith with interested MWBE businesses (which, at a minimum, means showing some back-and-forth negotiations between the Bidder/Participant and prospective MWBEs), and did not reject any MWBEs as unqualified without sound reasons based on their capabilities and shall document in writing the reasons for rejecting any MWBEs for lack of qualifications.

 $\square$  (h) – (15 pts)

Financial Assistance: After the Bidder/Participant received a Bid/Proposal from an MWBE Subcontractor, the Bidder/Participant committed to providing one of the following types of assistance to an MWBE in connection with the Contract, once awarded:

- assistance in obtaining equipment, a loan, capital, lines of credit, joint pay agreements or guaranties to secure loans, the purchase of supplies, or letters of credit, including waiving credit that is ordinarily required, or
- assistance in obtaining the same unit pricing with the Bidder's/Participant's suppliers as the Bidder/Participant.

 $\square$  (i) – (20 pts)

**Joint Venture Arrangement:** The Bidder/Participant must demonstrate that the Bidder/Participant negotiated joint venture/partnership/association arrangements with MWBE in order to increase opportunities for MWBE participation on this project.

(j) - (10 pts)

Quick Payment Commitment: After the Bidder/Participant received a Bid / proposal from an MWBE Subcontractor, the Bidder/Participant committed to providing quick pay agreements and policies to enable such MWBE Subcontractor(s) and/or Supplier(s) to meet cash-flow demands. Mere willingness to offer such agreement in the absence of some MWBE Subcontractor participation will not result in credit for these points.

The undersigned will enter into a formal agreement with the firms listed on the Identification of Subcontractor Participation Form (Form B), conditional upon the 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, giving rise to all contract and/or statutory remedies, including but not limited to cancellation of the contract.

The undersigned hereby certifies that he or she has read the terms of the BDI Program Provisions Guide and the formal agreement with the firms listed on Form B and is authorized to bind the Bidder/Participant to the commitment herein set forth.

<b>Total GFE Points</b>	55	(Calculate the total GFE points selected with ⊠ above)
그는 그런 소를 하다면 그는 그는 그 것 같아 본 경에서 주었다. 그는 그 그 그게 되었다.	, and the second	t is unmet, the Bidder must earn at least fifty (50) GFE points (the "Minimum GFE
Points") to be considered re-	sponsive. Be prepar	ed to submit the documentation following the Bid opening/Bid Due date.

Date: 11/07/2024 Name of Authorized Person: Kwame Alexander
Signature: Title: VP. Commercial Construction

NORTH CAROLINA County of UTCKIN Cure

Subscribed and sworn to before me th Notary Public Name/Signature My commission expires

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MRF Retrottont astructure

704-791-4624

**Mecklenburg County Government** 

**Formal Documents** 

#### Form B - Identification of Subcontractor Participation

[Submit with Bid]

SEE BDI SOLICITATION COVERSHEET FOR ESTABLISHED SUBCONTRACTING GOALS

The County maintains a strong commitment to the inclusion of MWBEs in the County's contracting and procurement process when there are viable subcontracting opportunities. Bidders must submit this form with their Bid/Proposal outlining any supplies and/or services to be provided by all Subcontractors, including each MBE, WBE, and non-certified firms for the Contract.

\*\*\*Prior to submission, review your documents for accuracy and ensure all items are complete\*\*\*

Name of Bidder: (Company Name) R.J. Leeper			per Construction, L	LC			fication Status k all that apply):	MBE □' □CBI-SBE		NCSBE NCDOT-DBE
Pro	Project Name: Materials Recovery Facility Retrofit Solicitation #: Total Bid Amount: 3,298,277.00									
Au	Authorized Person: Michael Locklair Telephone: 704.506.4689 Email: Mike@leeperconstruction.com									
I, the Authorized Person, do hereby certify that on this Contract, we intend to use the following certified <b>MWBEs</b> and non-certified firms as Subcontractors (subconsultants, vendors, suppliers, and/or providers of professional and/or other services). We intend to expend the amounts/percentages below of the total dollar amount of the contract with the businesses listed  **MBE and WBE Certification with the NCHUB Office is required to be counted toward participation goals.										
То	tal Utilization Amount	Total Utilization Percentage	Total MBE Amount	Total MBE Percentage		tal WBE mount	Total WBE Percentage	Total No Certific Amou	ed	Total Non- Certified Percentage
		2								
	Firm N	Name /	Telephone /	County		Sco	pe of Work	MBE	WBE	
#	2 3332 531 6	t Person	Email	County / State				Amount	Amour	
"		St. 20 School Day (Hally W.	980-350-0134	Cabarrus				-		Amount
1	Summit Fire & Charles Moret	Security	cmoretz@summitfiresecurity.co		-	Sprinkler				\$207,800.00
Ċ	SteelFab		803-619-1175	York						
2	Emily Hughes	3	ehughes@CM-Steel.cor			Steel				\$205,830.00
			704-541-9740	York					£007.070	00
3	Michael Bach		mbachman@TEAM-mech.d			Mechanic	al		\$227,970.	.00
	Stevens Interi		704-734-5300	Gaston		Drywall ar	NA ACT			
4	Franklin Sierr		franklin@stevensinteriorsinc.co			Diywall al	IU AC I			\$5,306.00
	Precision Plum		704-849-7810	Mecklenbur	rg	Plumbing				\$24,550.00
5	Akeno Hutchinsor	1	Akeno.Hutchinson@precisionplumbir	ng.net NC		· idilibilig				\$24,550.00

Mecklenburg

Concrete

**Ground Thunder** 

\$355,000.00

**Formal Documents** 

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15									
	(add additional chapte if peopled)								

(add additional sheets if needed)

Pursuant to GS143-128.2(d), the undersigned will enter into a formal agreement with the firms listed on this form, conditional upon execution of a contract with the Owner. Failure to fulfill this commitment may constitute a breach of the contract, giving rise to all contract and/or statutory remedies, including but not limited to cancellation of the contract.

the didelengthed hereby certaines that he of site has	read the BDI Program Provisions Guide and the ter	ms of this commitment and is authorized to
bind the Bidder to the commitment herein set forth.		
1 / 1/		
Now the	VP, Commercial Construction	11/07/2024
Simulation		
Signature of Authorized Person	Title	Date

MRF Retrofit Infrastructure

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Document Effective: 20220701 | Revised: XXXXXXXX

#### FORM OF BID BOND

KNOW ALL MEN BY THESE	PRESENTS THAT	
R.J. Leeper Construction, LLC		as
principal, and Atlantic Specialty Insurance Company	, as	surety, who is
duly licensed to act as surety in North Carolina, as	e held and firmly bound unt	0
Mecklenburg County		as obligee,
in the penal sum of Five Percent of Amount Bid	5% DOLLARS, lav	vful money of
the United States of America, for the payment of v	which, well and truly to be m	nade, we bind
ourselves, our heirs, executors, administrators	successors and assigns	, jointly and
severally, firmly by these presents.		
Signed, sealed and dated this7th	day of November , 2024	<u> </u>
WHEREAS, the said principal is herewith su	bmitting proposal for	
Materials Recovery Facility Retrofit	of making the each denseli	
and the principal desires to file this bid bond in lieu by G.S. 143-129.	of making the cash deposit	as required
by 6.6. 146-128.		
NOW, THEREFORE, THE CONDITION OF if the principal shall be awarded the contract for execute the contract and give bond for the faithful the award of same to the principal, then this obling principal fails to so execute such contract and give 143-129, the surety shall, upon demand, forthwith the first paragraph hereof. Provided further, that the G.S. 143-129.1	r which the bid is submitt performance thereof within t gation shall be null and vo e performance bond as requ pay to the obligee the amou	ed and shall en days after bid; but if the uired by G.S. nt set forth in
R.J. Leeper Construction, LLC	(SFAL)	
By: Kerneth A Halt	(SEAL)	
C.FO	(OLAL)	ii 111
0,- 0	(OFAL)	
	(SEAL)	
Atlantic Specialty Insurance Company	(SEAL)	
By: / Level of Level	(SEAL) 1986 8	
Surety Phone No. 952-852-2431		



#### **Power of Attorney**

Surety Bond No:

**Bid Bond** 

Principal: R.J. Leeper Construction, LLC Obligee: Mecklenburg County

Resolved: That the President, any Senior Vice President or Vice-President (each an "Authorized Officer") may execute for and in behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and affix the seal of the Company thereto; and that the Authorized Officer may appoint and authorize an Attorney-in-Fact to execute on behalf of the Company any and all such instruments and to affix the Company seal thereto; and that the Authorized Officer may at any time remove any such Attorney-in-Fact and revoke all power and authority given to any such Attorney-in-Fact.

Resolved: That the Attorney-in-Fact may be given full power and authority to execute for and in the name and on behalf of the Company any and all bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof, and any such instrument executed by any such Attorney-in-Fact shall be as binding upon the Company as if signed and sealed by an Authorized Officer and, further, the Attorney-in-Fact is hereby authorized to verify any affidavit required to be attached to bonds, recognizances, contracts of indemnity, and all other writings obligatory in the nature thereof.

This power of attorney is signed and sealed by facsimile under the authority of the following Resolution adopted by the Board of Directors of ATLANTIC SPECIALTY INSURANCE COMPANY on the twenty-fifth day of September, 2012:

Resolved: That the signature of an Authorized Officer, the signature of the Secretary or the Assistant Secretary, and the Company seal may be affixed by facsimile to any power of attorney or to any certificate relating thereto appointing an Attorney-in-Fact for purposes only of executing and sealing any bond, undertaking, recognizance or other written obligation in the nature thereof, and any such signature and seal where so used, being hereby adopted by the Company as the original signature of such officer and the original seal of the Company, to be valid and binding upon the Company with the same force and effect as though manually affixed.

IN WITNESS WHEREOF, ATLANTIC SPECIALTY INSURANCE COMPANY has caused these presents to be signed by an Authorized Officer and the seal of the Company to be affixed this fifth day of March, 2020.

STATE OF MINNESOTA HENNEPIN COUNTY Зу \_\_\_\_

Paul J. Brehm, Senior Vice President

On this fifth day of March, 2020, before me personally came Paul J. Brehm, Senior Vice President of ATLANTIC SPECIALTY INSURANCE COMPANY, to me personally known to be the individual and officer described in and who executed the preceding instrument, and he acknowledged the execution of the same, and being by me duly sworn, that he is the said officer of the Company aforesaid, and that the seal affixed to the preceding instrument is the seal of said Company and that the said seal and the signature as such officer was duly affixed and subscribed to the said instrument by the authority and at the direction of the Company.



Notary Public

Vism Northlin

I, the undersigned, Assistant Secretary of ATLANTIC SPECIALTY INSURANCE COMPANY, a New York Corporation, do hereby certify that the foregoing power of attorney is in full force and has not been revoked, and the resolutions set forth above are now in force.

Signed and sealed. Dated 7th day of November, 2024

SEAL 1986 8

Christopher V. Jerry, Secretary

License No.

32416

# Forth Carolina

## Licensing Board for General Contractors

This is to Certify That:

R.J. Leeper Construction, LLC

Charlotte, NC

is duly registered and entitled to practice

# General Contracting

Limitation: Unlimited

Classification: Building

until

December 31, 2024

when this Certificate expires. Witness our hands and seal of the Board. Dated, Kaleigh, N.C.

01/01/2024

This certificate may not be altered.



LICENSE NUMBER

U.32493

# STATE OF NORTH CAROLINA BOARD OF EXAMINERS OF ELECTRICAL CONTRACTORS

EXPIRATION DATE 01/19/2025

#### THIS IS TO CERTIFY THAT:

R.J. Leeper Construction, LLC

Rudy Wayne Sells, Damian Lamont Jackson

is duly registered and entitled to practice

Unlimited Classification License

Limitation: Any project regardless of value ARIL 12. 1776 OF NORTH CARD

R.J. Leeper Construction, LLC

601 Morris Street Charlotte, NC 28202 Witness our hands and seal of the Board

ctrical Contracting in the

Chairman

Secretary-Treasurer