

Addendum No. 01

Issue Date: 02/13/2025

Project Name: **Patton Ave. Sidewalks Improvements**

Project Number: **298-Rebid2Patton-FY25**

TO: Prospective Applicants

This addendum forms a part of the **Advertisement for Bids** and modifies the original Project Number, **298-Rebid2Patton-FY25**, only to the extent specifically noted below. Failure to acknowledge this addendum in the submittal may subject the submitter to being deemed non-responsive.

This addendum consists of (9) pages total, including this cover page. The items included under this addendum are as follows.

- **Bid Bond Form (City of Asheville template) – 2 pages.** Bidders can utilize this form or utilize their own form.
- **Pre-Bid Meeting Sign-in Sheet – 2 pages.**
- **Pre-Bid Meeting Agenda with Project Manager's notes (in red) – 4 pages.**

I understand that failure to confirm the receipt of addenda may be cause for rejection of this bid.

Authorized Signature

Company

Date

- End -

BID BOND

KNOW ALL MEN BY THESE PRESENTS, THAT WE, THE UNDERSIGNED,
_____ as Principal, and _____
_____ as Surety, are hereby held and firmly
bound unto the City of Asheville as Owner in the penal sum of _____
_____ for the payment of which, well and truly to be
made, we hereby jointly and severally bind ourselves, our heirs, executors, administrators,
successors and assigns, this the _____ day of _____, _____.

The condition of the above obligation is such that whereas the Principal has submitted to
the City of Asheville a certain BID which is attached hereto and hereby made a part hereof, to
enter into a contract in writing for:

NOW, THEREFORE,

(a) If said BID shall be rejected, or

(b) If said BID shall be accepted and the Principal shall execute and deliver a
contract in the Form of Contract attached hereto (properly completed in accordance with said
BID) and shall furnish a BOND for his faithful performance of said Contract, and for the payment
of all persons performing labor or furnishing materials in connection therewith, and shall in all
other respects perform the agreement created by the acceptance of said BID, then this obligation
shall be void, otherwise the same shall remain in force and effect, it being expressly understood
and agreed that the liability of the Surety for any and all claims hereunder shall, in no event,
exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said
Surety and its BOND shall be in no way impaired or affected by any extension of the time within
which the OWNER may accept such BID and said Surety does hereby waive notice of any such
extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these presents to be signed by their proper officers, the day and year first set forth above.

Attest to:

Contractor

Secretary
(Corporate Seal)

By: _____

Attest to:

Surety

Secretary
(Corporate Seal)

By: _____

Name and Address – Surety Agency

Surety Company Name and N.C.
Regional or Branch Office Address

IMPORTANT – Surety companies executing BONDS must appear on the Treasury Department's most current list (Circular 570 as amended) and be authorized to transact business in the state where the project is located.



Pre-Bid Meeting Attendance

Project Name: Patton Ave. Sidewalk Improvements

Project Address: Patton Ave. (eastbound side), from intersection with Druid Drive to intersection with Louisiana Avenue

Project Number: 298-Rebid2Patton-FY25

Project Manager: Jill Weissman

Engineer / Architect: Mattern & Craig Engineers-Surveyors

Date and Time: February 12, 2025 / 10:00 AM

Location: Asheville City Hall, 70 Court Plaza, Asheville, NC 28801 (4th Floor Finance Conference Room)

IMPORTANT --- PLEASE INCLUDE YOUR EMAIL ADDRESS BELOW

Sheet: 1 of 2

Name	Company	Mailing Address	E-Mail Address	Phone Number
Jeremy Ballard	NHM Constructors	1121 Broad Rd. Asheville	jballard@nhmconstructors.com	828-776-7446
Danny Dash	TPH Plumbing	90 Number Nine Rd	Dannyd@TPHwards.com	828-620-0735
VICTOR ARIZA	ARMEN Construction.	PO. Box 30630 CITRUSVILLE, NC 28718	victor@armenconstruction.com	704.953.7459
JOHN GUZMAN	ENTERPRISES G INC	1412 SAND BRANCH RD BLACK MOUNTAIN NC	JGUZMANENTERPRISES@GMAIL.COM	752 367 0902
Kyle Duncan	TPH Plumbing	90 Number nine Rd	Kyled@TPHwards.com	828 777 2232
Kyle Watson	Appalachian Sitemark Inc	76 Piney Ridge, Waynesville NC 28786	Kyle@appsitemark.com	828-447-9804

Jenny Ward	Haynes Industrial	165 Deer View Rd.	jward@mbhaynes.com	828 768-8196

Pre-Bid Meeting (Formal - N.C.G.S. 143-129)

Date: 2/12/2025
Time: 10:00 am
Location: City Hall, 70 Court Plaza, Asheville, NC 28801
Project Name: Patton Ave. Sidewalk Improvements
Bid Number: 298-Rebid2Patton-FY25

I. Introductions

- ❖ Marcus Kirkman, Business Inclusion Manager
- ❖ Dustin Clemens, Capital Projects Division Manager
- ❖ Jill Weissman, Project Manager

II. Meeting Attendance

Be sure to sign in. The sign-in sheet, along with this agenda, will be included in Addendum #1.

III. Contract Section 1: General Information

A. Questions about Bid Documents

All questions concerning this Advertisement for Bids must be submitted via email only to:

Jill Weissman, Project Manager jweissman@ashevillenc.gov

Questions pertaining to the bid will be answered in the form of a written addenda posted to the City of Asheville's bid page no later than (7) days before the opening of bids.

B. Minority Business Plan

PM Note:

- The ABI forms can be found on Pages 21-28 of the Project Manual.
- MWBE Outreach and the Participation Goal **applies to SUBCONTRACTORS ONLY**. If you are not utilizing subcontractors, you still **MUST** complete the first form (Pages 21-22), checking off the "Self Performing" box and signing.
- If you are utilizing subcontractors—even if you are an MWBE—all ABI Outreach forms **MUST** be completed.

The City of Asheville has adopted a Minority Business Plan to encourage participation by women and minority businesses in the awarding of contracts. Prospective Contractors may outreach to any registered minority or woman owned business for their sub-contracting needs. Prospective Contractors are hereby notified that this bid and the subsequent contract are subject to the provisions of that plan. Questions regarding this should be directed to the Business Inclusion Office at (828) 259-8050 or abi@ashevillenc.gov

C. Drug-Free Workplace

The City of Asheville is a Drug-Free Workplace Employer. By submitting this bid, the Prospective Contractor certifies that if awarded the Contract, they and their subcontractors shall provide a drug-free workplace during the performance of the contract; and shall notify employees that the unlawful manufacture, distribution, dispensation, possession or use of a controlled substance is prohibited in the workplace, and shall specify the actions that will be taken for violations of such prohibitions. Responsive actions should be appropriate and sufficient to address and remediate any violations of this requirement.

D. Bid Bond

PM Note:

- The City of Asheville Bid Bond form is included under Addendum #01. Bidders can also utilize their own form.

All bidders are required to submit cash, a cashier's check, or certified check in an amount equal to five percent (5%) of the bid proposal. In lieu of said money, the bidder can submit a Bid Bond (please use the City's Bid Bond Form provided in the Bid Documents) executed by a corporate surety licensed in North Carolina to execute said bonds. This deposit shall be retained if the lowest responsible bidder fails to execute the *contract within ten (10) days of the award or fails to give satisfactory surety as required in North Carolina General Statutes Section 143-129.*

- All bids and bid bonds shall be sealed in two (2) separate envelopes and shall not be opened prior to the time set for the bid opening.

E. Payment/Performance Bonds

The successful bidder will be required to furnish a Performance Bond and a Payment Bond in the amount equal to 100% of the contract amount. Those bonds shall meet the requirements of North Carolina General Statutes Section 143-129 and of Article 3 of Chapter 44A of the North Carolina General Statutes. Please use the City's Bond templates found in the Bid Documents.

F. Bid Submission

A. Sealed bids are due Thursday, February 27th @ 3:00pm.

- Your two sealed envelopes (one with your bid and the other with your bid bond/cash/cashier's check/ certified check) should be delivered to the Security Guard Station at 70 Court Plaza, Asheville, NC 28801
- Each envelope must be labeled glued or taped shut and labeled with the Bidders Name, Bid Number and the Project Name
- Bids will be opened and read in the Purchasing office. The bid opening can be attended in person or virtually via the GoogleMeet link posted on the City's bid page at ashevillenc.gov/bids

IV. Contract Section 2: General Requirements

A. Scope of Work

- The project includes the construction of concrete sidewalk, drive aprons, utilities

adjustment, pavement markings, grading, and landscaping.

- Contract Section 4: Supplemental Information (supplemental to Final Design plans)
- The Contractor shall begin work upon notification to proceed by the City, and shall **complete the work within 240 calendar days** thereafter, unless said time period is extended by written consent of the City through its authorized representative.
- Liquidated Damages related to failure to achieve Substantial Completion in time will be charged at **\$500** per working day.
- Utilities to be located prior to beginning the project
- Construction Staging / Access and Traffic Control to be determined by Contractor
- Materials Testing: to be performed by separate contractor
- Permitting: none required

V. Contract Section 3: Special Requirements/Provisions

A. Certified Stormwater Supervisor, Foreman, and Installer required.

B. Day and Time Restrictions

- Construction will be during daylight hours only (7 A.M. to 7 P.M.). Work days are Monday through Friday. If the contractor wishes to work on Saturday prior approval shall be obtained from the Project Manager. There will be no work on Sunday. Certain parcel owners within the project extents may have time restrictions on work within the parcel, and these restrictions will be discussed prior to the project start. **However, all work within 5 feet of the roadway requires temporary lane closures during night hours (7 PM - 6 AM). It's expected that all curb and gutter removal, installation, saw cutting, asphalt repair, etc., will need to occur at night, per NCDOT requirements.**

C. Intermediate Contract Time + Liquidated Damages

- The Contractor shall not narrow or close a lane to traffic during daytime hours for any reason except for the delivery and placement of concrete. The Contractor shall complete the required work of installing, maintaining, and removing the traffic control devices for lane closures and restoring traffic to the existing traffic pattern. The Contractor shall not close or narrow a lane of traffic for the purpose of delivery and placement of concrete on US 19/23 (Patton Ave) during the following time restrictions unless approved by the Engineer:

DAY AND TIME RESTRICTIONS

6:30 AM to 9:00 AM and 3:00 PM to 6:30 PM (EVERY DAY)

The time of availability for this intermediate contract time will be the time the Contractor begins to install traffic control devices required for the lane closures according to the time restrictions stated herein.

The completion time for this intermediate contract time will be the time the Contractor is required to complete the removal of traffic control devices required for the lane closures according to the time restrictions stated herein and restore

traffic to the existing traffic pattern.

The liquidated damages are **Six Hundred Dollars (\$600.00)** per half hour.