

**HENDERSON COUNTY
BOARD OF COMMISSIONERS**

MEETING DATE: July 2, 2007

SUBJECT: Award Bid
Emergency Water Shed Protection Project
Don Warren Site

ATTACHMENTS: Bid Tabulation
Engineer Recommendation
Contract with Hendersonville Equipment Rental and Sales

SUMMARY OF REQUEST:

Henderson County received grants to provide several Emergency Watershed Protection Projects. The Engineering firm of Hobbs, Upchurch, and Associates, P.A. was retained to develop and bid the projects. Bids were received for the Project referred to as the Don Warren Site. The projects are being paid out of grants received by the County and there are no County funds being used in the project.

Two bids were received with the low bid from Hendersonville Equipment Rental and Sales, Inc. at \$55,565 base bid, contingency of \$2,778.25 for a total bid of \$58,343.25. The high bid was at a base bid of \$61,000, contingency at \$3,050 for a total of \$64,050 from Cody-Herve Construction. The proposed work is to address stream bank stabilization along a portion of Clear Creek at Grant Mountain Road. Work will consist of installation of additional rip rap along the waters edge and Gabion Walls to retain the slope. Area is to be regraded and seeded. Staff and the Engineer are recommending that the project be awarded to Hendersonville Equipment Rental Sales, Inc. for \$58,343.25 and that the County Manager be authorized to execute contracts.

BOARD ACTION REQUESTED:

To approve bid from Hendersonville Equipment Rental and Sales, Inc.

SUGGESTED BOARD MOTION:

I move the Board approve the bid from Hendersonville Equipment Rental and Sales, Inc. for the Don Warren Site Emergency Watershed Protection Project in the amount of \$58,343.25, and authorize the County Manager to execute contracts.

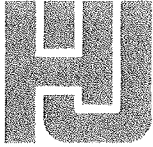
Official Bid Tabulation
Emergency Watershed Protection Project
Don Warren Site
 Henderson County, North Carolina

Bid Opening: Thursday, May 24, 2007 @ 2:00 pm

Contractor	Street Address	Phone Number	Fax Number	Base Bid (\$)
Hendersonville Equipment Rental and Sales, Inc.	75 Francis Road Hendersonville, NC 28792	828 828	692-4110 693-7039	\$ 55,565.00
Cody-Herve Construction	P. O. Box 218 Robbinsville, NC 28771	828	479-6040	\$ 61,000.00

Received by: Wes Carter

Date: 24-May-07



Hobbs, Upchurch & Associates, P.A.

Consulting Engineers

1300 Baxter Street • Suite 108 • Charlotte, NC 28204

June 13, 2007

Mr. Gary Tweed, P.E.
Henderson County
802 Stoney Mountain Road
Hendersonville, North Carolina 28791

RE: Contract Documents
Emergency Watershed Protection Project
Don Warren Site
Henderson County, North Carolina

Dear Mr. Tweed:

Hobbs, Upchurch and Associates, P.A. is pleased to forward the contract for the above referenced project for authorization. The contract has been signed by the recommended low bidder and we are awaiting receipt of the completed performance bond for insertion into the contract documents. Please execute the 3 copies and return to our office. The performance bond will be inserted upon receipt, and an original copy will then be forwarded to Henderson County and to the contractor.

The contractor plans to mobilize to the site later next week and begin the work. Also, I have attached a copy of the project drawings for your use.

If you have any questions regarding this information, please contact our office at (704) 342-3000.

Sincerely,
HOBBS, UPCHURCH & ASSOCIATES, P.A.

Blake "Wes" Carter III, P.E.
Project Engineer

Attachment: Contract Documents (3)
Project Drawings (1)

Cc: file

AGREEMENT

THIS AGREEMENT made this 18th day of June, 2007, by and between Henderson County hereinafter called "OWNER", and Hendersonville Equipment Rentals & Sales, Inc doing business as a corporation hereinafter called "CONTRACTOR".

WITNESSETH: That for and in consideration of the payments and agreements hereinafter mentioned:

1. The CONTRACTOR will commence and complete the construction of the project.
2. The CONTRACTOR will furnish all of the material, supplies, tools, equipment, labor and other services necessary for the construction and completion of the project described herein.
3. The CONTRACTOR will commence the Work required by the Contract Documents within twenty (20) calendar days after the date of the AGREEMENT and will complete the same within 21 calendar days unless the period for completion is extended otherwise by the Contract Documents. Liquidated damages shall be \$300/day.
4. The CONTRACTOR agrees to perform all of the Work described in the Contract Documents for the sum of \$ 58,343.25
5. The term "Contract Documents" means and includes the following:
 - A) Instructions to Bidders
 - B) Bid Schedule
 - C) Agreement
 - D) Performance Bond
 - E) Change Order

- F) General Conditions
- G) Specifications prepared or issued by Hobbs, Upchurch & Associates P.A., 1300 Baxter Street, Suite 108, Charlotte, NC 28204 dated 5/14/07.
- H) Drawings Prepared by: Hobbs, Upchurch & Associates, P.A., 1300 Baxter Street, Suite 108, Charlotte, NC 28204 dated 5/14/07.
- I) Addenda:

- 6. The OWNER will pay to the CONTRACTOR in the manner and at such time as set forth in the General Conditions such amounts as required by the Contract Documents.
- 7. This Agreement shall be binding upon all parties hereto and their respective heirs, executors, administrators, successors, and assigns.

IN WITNESS WHEREOF, the parties hereto have executed, or caused to be executed by their duly authorized officials, this Agreement in four (4) copies each of which shall be deemed an original on the date first above written.

(SEAL)

OWNER

BY:

TITLE:

Hendersonville Equipment Rentals & Sales Inc. (SEAL)
CONTRACTOR *Greg Albea*

BY:

Greg Albea

NAME: *Greg Albea*

ADDRESS: *75 Francis Rd Hendersonville, NC 28792*

ATTEST: *Julie Albea*

NAME: *Julie Albea*

TITLE: *V-Pres*