

RECEIVED

AUG 17 2018

DURHAM COUNTY
ENGINEERING DEPARTMENT

Franklin L. Turner, Jr., AIA
Principal

August 14, 2018

Mr. James Faress, PE
Senior Project Manager
Durham County Engineering
120 E. Parrish Street, Law Building 1st Floor
Durham, NC 27701

Re: Durham County Detention Facility
Replacement of Officer Stations
Recommendation to Award Contract

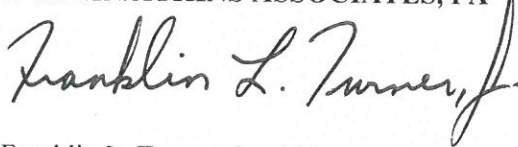
Dear Mr. Faress:

Based upon the evaluation of bids on the referenced project, O'Brien/Atkins Associates, PA recommends awarding the contract for the Durham County Detention Facility Officer Stations to C.T. Wilson Construction Co., Inc. in the amount of Six Hundred Twenty-Five Thousand One Hundred Ninety and No/100 Dollars (\$625,190.00). This amount includes the acceptance of Alternate No. A-3: Wall Removal and New Accordion Folding Door. The certified bid tab is enclosed.

Should you have any questions, please do not hesitate to contact me.

Sincerely,

O'BRIEN/ATKINS ASSOCIATES, PA



Franklin L. Turner, Jr., AIA
Principal

Enclosures: 1

RECEIVED

AUG 17 2018

DURHAM COUNTY
ENGINEERING DEPARTMENT

IFB 18-23Rebid3

Replacement of Officer Stations & Staff Screening Addition
Durham County Detention Facility
Bid Tabulation
July 11, 2018

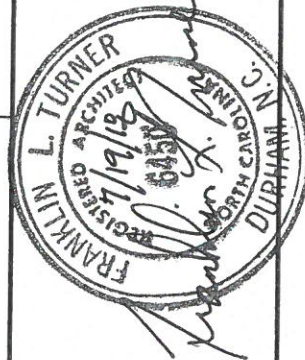
| Company Name | C.T. Wilson Construction Co., Inc. | Progressive Contracting Company, Inc. | | | |
|------------------------------------|--|---|--|--|--|
| License # | 2443 | 36100 | | | |
| Bid Form | ✓ | ✓ | | | |
| Non Collusion Affidavit | ✓ | ✓ | | | |
| Bid Deposit: Bid Bond/POA | ✓ | ✓ | | | |
| M/WBE Appendices | ✓ | ✓ | | | |
| Vendor Application / W-9 Form | ✓ | ✓ | | | |
| Addendum Acknowledgement: | N/A | N/A | | | |
| Addendum #1 | N/A | N/A | | | |
| Affidavit of Compliance (E-Verify) | ✓ | ✓ | | | |
| Base Bid Lump-Sum Price | \$610,410.00 | \$639,700.00 | | | |
| Alternate A-1 | Add \$518,217.00 | Add \$29,200.00 | | | |
| Alternate A-2 | Add \$88,200.00 | Add \$737,100.00 | | | |
| Alternate A-3 | Add \$14,780.00 | Add \$37,900.00 | | | |

I certify that the above is a true and accurate tabulation of the bids received and opened at 2:00 P.M., on July 11, 2018

O'Brien / Atkins Associates

Signature:

Franklin L. Turner



BID FORM
GENERAL CONSTRUCTION CONTRACT
PROPOSAL
TO THE
COUNTY OF DURHAM
DURHAM, NORTH CAROLINA

REPLACEMENT OF OFFICER STATIONS AND STAFF SCREENING ADDITION
AT THE DURHAM COUNTY DETENTION FACILITY

IFB NO. 18-023Rebid3

BID FROM: C.T. Wilson Construction Co., Inc.

1. The undersigned BIDDER agrees, if this Bid is accepted, to enter into an agreement with OWNER, in the form included in the Bidding Documents, to perform and furnish the work as specified or indicated in the Bidding Documents for the Bid Price and within the Bid Times indicated in this Bid in accordance with the other terms and conditions of the Contract Documents.
2. In submitting this Bid, BIDDER represents, as more fully set forth in the Agreement, that:
 - a) This Bid will remain subject to acceptance for ninety (90) days after the day of Bid opening;
 - b) The Owner has the right to reject this bid;
 - c) Accompanying this proposal is a certified check (or bid bond) for \$ 5%, which represents not less than five (5) percent of the aggregate amount of the proposal. Said check, or the full amount of the bond, shall become the property of County and be retained by the County in the event of withdrawal of the bid after the public opening or should the undersigned fail to execute a contract with the County and give satisfactory surety within fifteen (15) days after the award. Otherwise, said check or bid bond, to be returned to the undersigned. The undersigned agree, if awarded the contract, to deliver satisfactory surety bond in the amount equal to not less than 100 percent (100%) of the contract within fifteen (15) days after Notice of Award;
 - d) BIDDER will sign and submit the Agreement with the Bonds and other documents within 15 days after the date of the Owner's Notice of Award;
 - e) BIDDER has examined copies of all the Bidding Documents.
 - f) BIDDER has visited the site and become familiar with the general and local site conditions;
 - g) BIDDER is familiar with federal, state, and local laws and regulations;
 - h) **BIDDER certifies that no federal excise or state sales taxes have been included in this bid;**

- i) BIDDER has correlated the information known to BIDDER, information and observations obtained from visits to the site, reports and drawings identified in the Bidding Documents and additional examinations, investigations, tests, studies and data with the Bidding Documents;
- j) BIDDER certifies that this proposal is made in good faith and without collusion or connection with any other person bidding on the same work, or that any official or employee of the County of Durham will be admitted to any share or part of the contract or any benefits that may arise therefrom if the contract is awarded to this company;

- k) BIDDER acknowledges receipt of the following **Addenda**, which have been considered in the preparation of this Bid:

No: _____ Dated: _____

No: _____ Dated: _____

No: _____ Dated: _____

No: _____ Dated: _____

Dated in _____ this _____ day of _____, 20__.

3. BIDDER will complete the work in accordance with the Contract Documents for the following price(s):

SINGLE PRIME CONTRACT:

Base Bid Lump-Sum Price

\$610,410

In words, six hundred ten thousand, four hundred ten

ALTERNATE BID: Should any of the alternates as described in the contract documents be accepted, the amount written below shall be "added to" or "deducted from" the base bid.
(Strike out "Add" or "Deduct" as appropriate.)

Alternate No. A-1: "Staff Screening Addition"

(Add) (Deduct) (No Change)

\$585,217⁰⁰

In words, Five hundred eighty-five thousand, two hundred seventeen

Alternate No. A-2: "Metal Composite Material Wall Panels"

(Add) (Deduct) (No Change)

\$88,200.-

In words, Eighty-eight thousand, two hundred

Alternate No. A-3: "Wall Removal and New Accordion Folding Partition"

(Add) (Deduct) (No Change)

\$ 14,780-

In words, fourteen thousand, seven hundred and eighty

Pursuant to N.C.G.S. 143-128(d), all bidders shall identify on their bid the contractors they have selected for the subdivisions or branches of work for:

- | | | | |
|-----|--|---------------------|-----------------------|
| (1) | Heating, ventilating, and air conditioning; | <u>Trademasters</u> | Lic. # <u>16104</u> |
| (2) | Plumbing | <u>Hockaday</u> | Lic. # <u>11291</u> |
| (3) | Electrical | <u>Modern</u> | Lic. # <u>29681-U</u> |
| (4) | General | <u>CT Wilson</u> | Lic. # <u>2443</u> |

A contractor whose bid is accepted shall not substitute any person as subcontractor in the place of the subcontractor listed in the original bid, except (i) if the listed subcontractor's bid is later determined by the contractor to be non-responsive or non-responsive or the listed subcontractor refuses to enter into a contract for the complete performance of the bid work, or (ii) with the approval of the awarding authority for good cause shown by the contractor. The terms, conditions, and requirements of each contract between the contractor and a subcontractor performing work under a subdivision or branch of work listed in this subsection shall incorporate by reference the terms, conditions, and requirements of the contract between the contractor and the County.

4. BIDDER agrees that the Work will be substantially complete and ready for final payment in accordance with the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
5. The following documents are attached to and made a condition of the Bid:
 - (a) Required Bid security in the form of Bid bond
6. BIDDER acknowledges the provisions in the General Conditions for Liquidated Damages of \$500.00 per calendar day for Final Completion.
7. Bidder has completed and enclosed the documents as required in Item 20 of the Instructions to Bidders.

SUBMITTED ON July 9th, 20 18.SIGNATURE OF BIDDER: North Carolina Contractor's License Number 2443

If an Individual: _____

as: _____

If a Partnership: _____

by: _____, partner

If a Corporation: C.T. Wilson Construction Co., Inc.

(a _____ Corporation)

by: Chuck Wilson Attested By: Peter Hausmann (SEAL &

Title: President Title: Secretary ATTEST)

Business Address of Bidder: 150 Goldon Dr Suite 200

Durham, NC

If Bidder is a joint venture, other party must sign below.

North Carolina Contractor's License Number _____

If an Individual: _____

Doing business as: _____

If a Partnership: _____

by: _____

Title: _____

If a Corporation: C.T. Wilson Construction Co., Inc.

(a _____ Corporation)

by:  Attested By:  (SEAL &

Title: President Title: Secretary ATTEST)

We have the following necessary and suitable equipment in good condition and ready for use on this work.

STATE OF NORTH CAROLINA

COUNTY OF DURHAM

AFFIDAVIT OF COMPLIANCE
with N.C. E-Verify Statutes

I, Michael Thompson (hereinafter the "Affiant"), being duly authorized by and on behalf of
CT Wilson (hereinafter "Contractor") after first being duly sworn hereby swears or
 affirms as follows:

- Contractor understands that E-Verify is the federal E-Verify program operated by the United States Department of Homeland Security and other federal agencies, or any successor or equivalent program used to verify the work authorization of newly hired employees pursuant to federal law in accordance with Article 2 of Chapter 64 of the North Carolina General Statutes; and
- Contractor understands that an "Employer", as defined in NCGS§64-25(4), is required by law to use E-Verify to verify the work authorization of its employees through E-Verify in accordance with NCGS§64-26(a). The term "Employer" does not include State agencies, counties, municipalities, or other governmental bodies.
- Contractor is a person, business entity, or other organization that transacts business in this State and that employs 25 or more employees in the state of North Carolina. (Mark Yes or No)
 - YES x
 - NO _____
- Contractor will ensure compliance with E-Verify to the extent applicable and will ensure compliance by any subcontractors subsequently hired by Contractor to perform work under Contractor's contract with Durham County.

This 11th day of July, 2018.

[Signature]
 Signature of Affiant

Print or Type Name: Michael Thompson

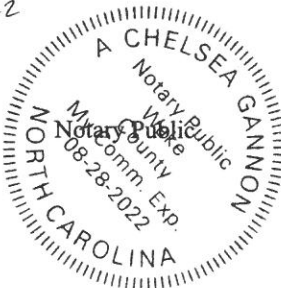
State of NORTH CAROLINA

County of DURHAM

Signed and sworn to (or affirmed) before me, this the 11th
 day of July, 2018.

My Commission Expires: 8/28/22

[Signature]



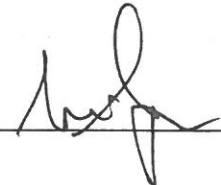
(Affix Official/Notarial Seal)

NON-COLLUSION AFFIDAVIT

STATE OF NORTH CAROLINA
COUNTY OF DURHAM

Michael Thompson
_____, being first duly sworn, deposes
and says that:

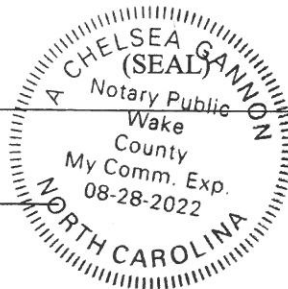
1. He/She is the Estimator of CT Wilson Construction Co., Inc., the bidder that has submitted the attached bid;
2. He/She is fully informed respecting the preparation and contents of the attached bid and of all pertinent circumstances respecting such bid;
3. Such bid is genuine and is not a **collusive** or **sham** bid;
4. Neither the said bidder nor any of its officers, partners, owners agents, representatives, employees, parties of interest, including this affiant, has in any way colluded, conspired, connived or agreed, directly or indirectly, with any other bidder, firm or person to submit a **collusive** or **sham** bid in connection with the contract for which the attached bid has been submitted or to refrain from bidding in connection with such contract, or has in any manner, directly or indirectly, sought by agreement or collusion or communication or conference with any other bidder, firm or person to fix the price or prices in the attached bid or of any other bidder, or to fix any overhead, profit or cost element of the bid price of any other bidder or to secure through collusion, conspiracy, connivance or unlawful agreement any advantage against the County of Durham or any person interested in the proposed contract; and
5. The price or prices quoted in the attached bid are fair and proper and are not tainted by any collusion, conspiracy, connivance or unlawful agreement on the part of the bidder or any of its agents, representatives, owners, employees, or parties in interest, including this affiant.

 Estimator
TITLE

Subscribed and sworn before me,
this 11th day of July, 20 18.


Notary Public

My Commission Expires 8/28/22






Vendor Application

IT IS CRITICAL TO THE COUNTY THAT YOU COMPLETE ALL DATA - PLEASE PRINT OR TYPE
(A W-9 FORM IS REQUIRED AND MUST BE SUBMITTED WITH THIS FORM)

1. Vendor Name: C.T. Wilson Construction Co., Inc.
Do you require a 1099? Yes ☐ No ☒
2. Mailing address for payments: PO Box 2011
Durham, NC 27702
3. Mailing address for purchase orders, proposals and bids: PO Box 2011
Durham, NC 27702
4. Contact Person Charlie T. Wilson, Jr. Phone #: 919-383-2535
Email: chuck@ctwilson.com Fax #: 919-382-0044
5. In what City and State is your firm licensed? Durham, NC
If licensed in NC, indicate County (for tax purposes) Durham
6. Indicate your firm's organizational type:
Individual ☐ Partnership ☐ Corporation ☒ Governmental Agency ☐ Other _____
7. Is your firm a large business? Yes ☐ No ☒ 8. Is your firm a small business? Yes ☐ No ☒
9. Is your firm 51 percent or more owned and operated by a woman? Yes ☐ No ☒
If yes, with what governmental agencies are you certified? _____
10. Is your firm 51 percent or more minority owned and operated? Yes ☐ No ☒
If yes, with what governmental agencies are you certified? _____
Identify appropriate minority group:
Black American ☐ Native American ☐ Hispanic ☐ Asian/Pacific ☐ Asian Indian ☐
11. Is your firm incorporated? Yes ☒ No ☐
12. Is your firm a not-for-profit business? Yes ☐ No ☒
13. Is your firm identified as a disabled business? Yes ☐ No ☒
14. Give a brief description of goods or services your firm provides:
Commercial Construction and Renovation

Signature: Title: PresidentPrint name: Charles T. Wilson, Jr.Date: 5/22/2018

If you have any questions concerning this form, call Durham County Purchasing Division - (919) 560-0051.

FOR DEPARTMENT COMPLETION
(Prior to Vendor Distribution)

Email to:

or

Fax to:

Department Contact Email

Department Contact Fax No.

Form **W-9**
(Rev. January 2011)
Department of the Treasury
Internal Revenue Service

Request for Taxpayer Identification Number and Certification

Give Form to the
requester. Do not
send to the IRS.

Print or type
See Specific Instructions on page 2.

| | |
|--|---|
| Name (as shown on your income tax return) C.T. Wilson Construction Co., Inc. | |
| Business name/disregarded entity name, if different from above | |
| Check appropriate box for federal tax classification (required): <input type="checkbox"/> Individual/sole proprietor <input checked="" type="checkbox"/> C Corporation <input type="checkbox"/> S Corporation <input type="checkbox"/> Partnership <input type="checkbox"/> Trust/estate <input type="checkbox"/> Limited liability company. Enter the tax classification (C=C corporation, S=S corporation, P=partnership) ▶ _____ <input type="checkbox"/> Other (see instructions) ▶ _____ | |
| Address (number, street, and apt. or suite no.) 150 Golden Dr. Suite 200 | Requester's name and address (optional) |
| City, state, and ZIP code Durham, NC 27705 | |
| List account number(s) here (optional) | |

Part I Taxpayer Identification Number (TIN)

Enter your TIN in the appropriate box. The TIN provided must match the name given on the "Name" line to avoid backup withholding. For individuals, this is your social security number (SSN). However, for a resident alien, sole proprietor, or disregarded entity, see the Part I instructions on page 3. For other entities, it is your employer identification number (EIN). If you do not have a number, see *How to get a TIN* on page 3.

Note. If the account is in more than one name, see the chart on page 4 for guidelines on whose number to enter.

| Social security number | | | | | | | | | |
|------------------------|--|--|--|--|--|--|--|--|--|
| | | | | | | | | | |

| Employer identification number | | | | | | | | | |
|--------------------------------|---|---|---|---|---|---|---|---|---|
| 5 | 6 | - | 0 | 6 | 1 | 4 | 7 | 7 | 0 |

Part II Certification

Under penalties of perjury, I certify that:

- The number shown on this form is my correct taxpayer identification number (or I am waiting for a number to be issued to me), and
- I am not subject to backup withholding because: (a) I am exempt from backup withholding, or (b) I have not been notified by the Internal Revenue Service (IRS) that I am subject to backup withholding as a result of a failure to report all interest or dividends, or (c) the IRS has notified me that I am no longer subject to backup withholding, and
- I am a U.S. citizen or other U.S. person (defined below).

Certification instructions. You must cross out item 2 above if you have been notified by the IRS that you are currently subject to backup withholding because you have failed to report all interest and dividends on your tax return. For real estate transactions, item 2 does not apply. For mortgage interest paid, acquisition or abandonment of secured property, cancellation of debt, contributions to an individual retirement arrangement (IRA), and generally, payments other than interest and dividends, you are not required to sign the certification, but you must provide your correct TIN. See the instructions on page 4.

Sign Here

Signature of
U.S. person ▶

Date ▶ **5/22/2018**

General Instructions

Section references are to the Internal Revenue Code unless otherwise noted.

Purpose of Form

A person who is required to file an information return with the IRS must obtain your correct taxpayer identification number (TIN) to report, for example, income paid to you, real estate transactions, mortgage interest you paid, acquisition or abandonment of secured property, cancellation of debt, or contributions you made to an IRA.

Use Form W-9 only if you are a U.S. person (including a resident alien), to provide your correct TIN to the person requesting it (the requester) and, when applicable, to:

- Certify that the TIN you are giving is correct (or you are waiting for a number to be issued),
- Certify that you are not subject to backup withholding, or
- Claim exemption from backup withholding if you are a U.S. exempt payee. If applicable, you are also certifying that as a U.S. person, your allocable share of any partnership income from a U.S. trade or business is not subject to the withholding tax on foreign partners' share of effectively connected income.

Note. If a requester gives you a form other than Form W-9 to request your TIN, you must use the requester's form if it is substantially similar to this Form W-9.

Definition of a U.S. person. For federal tax purposes, you are considered a U.S. person if you are:

- An individual who is a U.S. citizen or U.S. resident alien,
- A partnership, corporation, company, or association created or organized in the United States or under the laws of the United States,
- An estate (other than a foreign estate), or
- A domestic trust (as defined in Regulations section 301.7701-7).

Special rules for partnerships. Partnerships that conduct a trade or business in the United States are generally required to pay a withholding tax on any foreign partners' share of income from such business. Further, in certain cases where a Form W-9 has not been received, a partnership is required to presume that a partner is a foreign person, and pay the withholding tax. Therefore, if you are a U.S. person that is a partner in a partnership conducting a trade or business in the United States, provide Form W-9 to the partnership to establish your U.S. status and avoid withholding on your share of partnership income.

State of North Carolina AFFIDAVIT A - List of the Good Faith Effort

COUNTY OF DURHAM

Affidavit of Durham

(Name of Bidder)

I have made a good faith effort to comply under the following areas checked:
 (A minimum of 5 areas must be checked in order to have achieved a "good faith effort")

- ☒ 1-Contacted minority businesses that reasonably could have 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-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-Broken down or combined elements of work into economically feasible units to facilitate minority participation.
- ☒ 4-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 business.
- ☒ 5-Attended prebid meetings scheduled by the public owner.
- ☐ 6-Provided assistance in getting required bonding or insurance or provided alternatives to bonding or insurance for subcontractors.
- ☐ 7-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-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-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-Provided quick pay agreements and policies to enable minority contractors and suppliers to meet cashflow demands.

In accordance with GS 143-128.2(d) the undersigned will enter into a formal agreement with the firms listed in the Identification of Minority Business Participation schedule conditional upon execution of a contract with the Owner. 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: 7/11/2018Name of Authorized Officer Charles T Wilson, JrSignature: Title: President

State of North Carolina, County of DURHAM
 Subscribed and sworn to before me this 11th day of July 2018
 Notary Public Chelsea Gannon
 My commission expires 8/28/22



FORM OF BID BOND

KNOW ALL MEN BY THESE PRESENTS THAT _____
C. T. Wilson Construction Co., 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
Durham 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 11th day of July, 2018

WHEREAS, the said principal is herewith submitting proposal for
Durham County Detention Facility, Officer Stations and Staff Screening Addition
 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

C. T. Wilson Construction Co., Inc. (SEAL)

By: _____ (SEAL)

_____ (SEAL)

Travelers Casualty and Surety Company of America (SEAL)

By: Catherine Thompson (SEAL)
 Catherine Thompson, Attorney-in-Fact





POWER OF ATTORNEY

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company

St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company

Surety Bond No. Bid Bond

Principal: C. T. Wilson Construction Co., Inc.

OR

Project Description: Durham County Detention Facility, Officer
Stations and Staff Screening Addition

Obligee: Durham County

KNOW ALL MEN BY THESE PRESENTS: That Farmington Casualty Company, St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, are corporations duly organized under the laws of the State of Connecticut, that Fidelity and Guaranty Insurance Company is a corporation duly organized under the laws of the State of Iowa, and that Fidelity and Guaranty Insurance Underwriters, Inc. is a corporation duly organized under the laws of the State of Wisconsin (herein collectively called the "Companies"), and that the Companies do hereby make, constitute and appoint **Catherine Thompson** of the City of **Charlotte**, State of **NC**, their true and lawful Attorney-in-Fact, to sign, execute, seal and acknowledge the surety bond(s) referenced above.

IN WITNESS WHEREOF, the Companies have caused this instrument to be signed and their corporate seals to be hereto affixed, this **24th** day of **June, 2016**.

Farmington Casualty Company
Fidelity and Guaranty Insurance Company
Fidelity and Guaranty Insurance Underwriters, Inc.
St. Paul Fire and Marine Insurance Company
St. Paul Guardian Insurance Company


St. Paul Mercury Insurance Company
Travelers Casualty and Surety Company
Travelers Casualty and Surety Company of America
United States Fidelity and Guaranty Company



State of Connecticut

City of Hartford ss.

By:


Robert L. Raney, Senior Vice President

On this the **24th** day of **June, 2016**, before me personally appeared **Robert L. Raney**, who acknowledged himself to be the Senior Vice President of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, and that he, as such, being authorized so to do, executed the foregoing instrument for the purposes therein contained by signing on behalf of the corporations 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**.



Marie C. Tetreault, Notary Public

This Power of Attorney is granted under and by the authority of the following resolutions adopted by the Boards of Directors of Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, 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, recognizance, 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, recognizance, contract of indemnity, or writing obligatory in the nature of a bond, recognizance, 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 Farmington Casualty Company, Fidelity and Guaranty Insurance Company, Fidelity and Guaranty Insurance Underwriters, Inc., St. Paul Fire and Marine Insurance Company, St. Paul Guardian Insurance Company, St. Paul Mercury Insurance Company, Travelers Casualty and Surety Company, Travelers Casualty and Surety Company of America, and United States Fidelity and Guaranty Company, do hereby certify that the above and foregoing is a true and correct copy of the Power of Attorney executed by said Companies, which is in full force and effect and has not been revoked.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the seals of said Companies this 11th day of July, 2018.

Kevin E. Hughes

Kevin E. Hughes, Assistant Secretary



To verify the authenticity of this Power of Attorney, call 1-800-421-3880 or contact us at www.travelersbond.com. Please refer to the Attorney-In-Fact number, the above-named individuals and the details of the bond to which the power is attached.

**Durham County Government****Agenda Action Form Supplemental Document – Contract Approval****Agenda Action Form Overview**

Approval of a Construction Contract with C.T. Wilson Construction for the Officers' Station Improvements project.

Background/Justification

Funds for the Architectural Design Services for this project were approved by the BOCC in January 2017. The Officers' Station Improvements project was advertised in local newspapers on June 23, 2018 and two bids were received on July 11, 2018 at 2:00 P.M. C.T. Wilson Construction, Inc. submitted the lowest base bid plus Alternate A-3 (moveable partition) in the amount of \$625,190.00.

The project will improve officer safety within the direct supervision housing units through a re-design of the officers' stations. The stations are currently located near the center of the detainee group congregating areas, which allows detainee foot traffic to occur behind the Officer with no barrier between them except a yellow line on the floor. The new stations will be enclosed by walls to prevent detainee contact, and elevated to provide improved visibility by the officer, thereby improving security for the officers within. The officers' desks, computers, and facility control systems will not be visible or accessible to detainees. The project also includes the creation of a moveable partition between the second floor Training and Muster rooms to improve operational flexibility.

Policy Impact

Funding for this project was included as part of the 2018 LOBs 2 debt package, approved by the board at the August 13, 2018 meeting.

Procurement Background

Construction services for this project were bid under a formal IFB public bid process, where the expected contract cost was over \$500,000, per purchasing guidelines.

Type of purchase

- ☐ Goods
- ☐ Services
- ☐ Architect, Engineer or Surveyor Services
- ☒ Construction and Repair

Did this request for purchase go through a bid process? Yes ☒ No ☐

Goods: Bids required if \geq \$30,000, BOCC approval if \geq \$90,000

Services: Bids required if \geq \$30,000, BOCC approval if $>$ \$40,000

Construction/Repair work: Bids required if \geq \$30,000, BOCC approval if \geq \$500,000

If yes, attach a copy of bid tab and the minority and women business enterprise (MWBE) compliance review form provided by the Purchasing Division.



Durham County Government
Agenda Action Form Supplemental Document – Contract Approval

If no, why?

- ☐ Sole source exemption
- ☐ Cooperative purchasing program exemption
- ☐ State and federal contract exemption
- ☐ Contract is an amendment to an existing contract
- ☐ Other (please explain)

If exempted from bidding, has this request been reviewed and approved by the Purchasing Division in the agenda Legistar system? Yes ☐ No ☐

If no, why? ____

Fiscal Impact

Funding for this construction contract is available in the Detention Center Officers' Station Improvements Capital Project Account, pending project creation and authorization of Capital Project Amendment No. xxxxxxxxxxxx.

Recommendation

The County Manager recommends that the Board approve Capital Project Amendment No. xxxxxxxxxxxx appropriating \$850,00 of _____ and creating a new Detention Center Officers' Station Improvements Capital Project Account (See attachment 1, page 1) and authorize County Manager to enter into a Contract for Construction with C.T. Wilson Construction Company, Inc. to provide construction services for the Durham County Detention Center Officers' Station Improvements Project in the amount of \$625,190.00 plus contingencies of \$31,260, thus totaling a not to exceed amount of \$656,450.00 (See Attachment 1, Page 1).



ATTACHMENT

MWBE Compliance Review Form - Agenda Action Form (AAF)
Department: Engineering
Project Name: Replacement of Officer Stations and Staff Screening Addition at the Detention Facility

Durham County hereby establishes the following aspirational goals, which may be adjusted from time to time as deemed necessary by the County Manager or designee.

| Categories | Construction | Architect/ Engineer | Services | Goods | MWBE Availability % (Median Availability) |
|--|--------------|------------------------|----------|-------|--|
| Black American | 14.6 | 9.8 | 10.9 | 2.8 | 10.4% |
| Asian American | 1.3 | 3.0 | 1.1 | .43 | 1.3% |
| Hispanic American | 4.2 | 1.8 | 1.1 | .43 | 1.5% |
| American Indian | .65 | .75 | 1.0 | .5 | .70% |
| White Female | 13.8 | 11.0 | 9.5 | 7.1 | 10.3% |
| Overall MWBE Participation Goal = | | | | | 25.0% |

Comments (To be completed by Purchasing):

In review of the MWBE compliance for IFB 18-023R3 Replacement of Officer Stations and Staff Screening Addition at the Detention Facility, C.T. Wilson Construction Co. Inc. will be utilizing 30.83% MWBE certified Women-Owned business to be used as subcontracting MWBE participation on this project.

MWBE Compliance reviewed by the Durham County MWBE Management Team:

Rick Greene
Rick Greene, Asst. Procurement Manager

8/29/18
Date