

LEGAL NOTICE

LEGAL NOTICE YANCEY COUNTY Request for Proposals (RFP) For Services Related to the Design and Construction Services for The Yancey County Community Resource Center Proposal Submission Deadline – Monday, 21 November 2022, 5:00 pm

Yancey County will receive proposals as herein described. The County reserves the right to reject any or all proposals. All changes to the terms, conditions, or specifications stated in this request for proposals (RFP) shall be issued through formal addenda and posted on the County's website. It is anticipated that that federal recovery funds will be used to complete this project. As such, any vendor participating in this project and any successful bidder will be required to provide all documents necessary to satisfy the associated procurement requirements pertaining to the project funding sources. This RFP is issued under the guidelines of NC Gen. Stat. 143-128.1A as amended by SL 2021-189 in conformity with 2 C.F.R. 200.320(b)(2).

Section 1. Purpose
Yancey County seeks proposals from a qualified contractor to provide a detailed scope, costs, and designs, to acquire permits; and construct the Yancey County Community Resource Center in accordance with the general schematic design of the project outlined in the accompanying design drawings which are made a part of this RFP and incorporated herein as Schedule "A" as if set forth herein in full. The primary purpose of this design-build project is to complete construction of the designed facility in accordance with the general schematics provided in Schedule "A". Vendors seeking to submit a bid may either view a complete set of schematic drawings identified herein as Schedule "A" in person at the Yancey County Manager's Office, 110 Town Square, Room 11, Burnsville, NC 28714 or may obtain a full set of Schedule "A" drawings upon payment of the nonrefundable sum of \$200.00 for reproduction of the drawings. Vendors seeking to obtain a copy may make their request by contacting the Yancey County Manager's office at (828) 682-3971.

Section 2. Submission Requirements
a) Deadline. All applications are due to Yancey County on or before Monday, November 21, 2022, 5:00 pm. Proposals received after this deadline will not be considered.

b) Format. Proposals may be submitted in electronic or hard copy format.

c) Contact Information. For questions regarding this RFP, please feel free to contact the Yancey County Manager's Office via phone at (828) 682-3971 or via email at Lynn.Austin@yanceycountync.gov.

Please submit hard copy proposals to:
Mrs. Lynn Austin
Yancey County Manager
110 Town Square, Room

11
Burnsville, NC 28714
Please submit electronic copies to:
Lynn.Austin@yancey-countync.gov

Section 3. Project Goal
Yancey County's intent is to retain a qualified contracting firm with qualifications and staff resources necessary to perform complete design services and to provide construction services to build out the proposed design in accordance with the scope of work set forth herein. It is expected that a successful contractor shall have on staff, or shall engage through subcontractors, necessary architectural, structural, and civil engineering, and materials and environmental testing staff to complete the scope of work as hereinafter set forth.

1) Project site: The project shall be constructed on property owned by Yancey County, located at 10 Swiss Avenue and West Main in Burnsville, Yancey County, North Carolina. For further information regarding the site and its surveyed boundaries, refer to Schedule

"A" referenced herein.

2) Project Scope: See Section 4 hereinbelow for the complete scope of work associated with this project.

3) The anticipated budget for this project, inclusive of all phases more specifically set forth in Section 4 hereinbelow is estimated not to exceed \$500,000.00.

4) The project schedule is estimated to take approximately no more than six months to complete, with estimated project commencement set for Q1 of calendar year 2023 and to be completed by Q3 of calendar year 2023.

Section 4. Scope of Work
The following scope of services is included as a guide for those vendors submitting proposals in response to this RFP. It is designed to identify the minimum service level expected from the successful contractor and design form and, as such, should be modified and augmented, based upon the experience of the firm, as necessary, to complete the project or to ensure a long term solution that addresses the needs of Yancey County and results in the most economical delivery of the project as outlined in and generally designed in Schedule "A".

The contractor selected through this process will enter into an agreement with Yancey County to provide design and construction management for the improvements as outlined in Schedule "A". The contractor shall determine the best approach and treatment for the proposed improvements. The project herein is presented in the following specific phases. All vendors responding to the RFP should respond to each of the following four (4) specific phases of the project with prices for each phase performed, as well as a price for all phases performed collectively.

a) Pre-design evaluation,
b) Cost estimating,
c) Design development,
d) Construction.

Section 5. Guidelines for Complete Responses

1) All vendors responding to this RFP shall:

a) Provide designs and construction plans for all phases being executed as part of this proposal based on the general schematic design outlined in Schedule "A".
b) Submit plans and acquire all requisite permits for all construction phases to be completed.

c) Provide an outline of all phases of construction and detailed costs of each phase.

d) Coordinate all subcontractors necessary for completion of a turn-key project.

2) Any successful vendor shall demonstrate relevant experience with similar work and shall be competent to perform the services outlined in this RFP.

3) The work being requested is professional in nature. It is understood that that any vendor responding to this RFP is of professional status and is appropriately licensed to perform the work outlined herein and to undertake this scope of work in the State of North Carolina, including the necessary licenses of all subcontractors to be working under the vendor making the proposal.

4) Any vendor submitting a response to this RFP shall provide an organizational chart of the project team, specifying the dedicated project manager, key personnel, licensed contractors, licensed subcontractors, and licensed design professionals assigned to the design and construction teams and the availability of backup personnel that will support this project. A summary identifying roles and responsibilities and general qualifications of each team member (including subconsultants and subcontractors) in disciplines appropriate to the project, as well as education, availability to work on the project, experience, years of experience industry, and years of experience with the vendor's firm should be included along with the organizational chart.

5) The vendor shall be financially solvent. Yancey County reserves the right to request information as appropriate

in the County's sole discretion to determine solvency.

6) The vendor shall be responsible for complying with local, state, and federal codes, legislation, procedures, and regulations affecting their work in their professional area of expertise and for the work of all their subcontractors.

7) Any successful vendor will be required to provide payment and performance bonds as required by North Carolina law.

Section 6. Proposal Submissions

Proposals will be evaluated based on all the information provided. To evaluate capability for completing the work as outlined in this RFP, each proposal should provide detailed responses to each of the following requirement herein listed:

1) Overview and qualifications:

a. Name, address, telephone number, and email address of the primary point of contact,

b. Name and address of each of the firm's principal officers,

c. A description of each firm's technical capabilities and areas of expertise,

d. A detailed and itemized description of the firm's ability to provide the services outlined in the Scope of Work set out hereinabove,

e. A qualified estimate of the work described in Section 4 hereinabove, detailed by phase, and collectively for the project if all phases are performed together,

f. A brief description of at least three similar projects performed that illustrate the firm's understanding of and ability to perform the Scope of Work identified hereinabove,

g. A description of how the project will be managed, who will be the primary point of contact, and responsibilities of key individuals on the project,

h. A description of the total fee to be charged by the contracting firm.

Section 7. Selection Process

County staff will select a vendor based on the following critical factors and the points assigned to their evaluation:

1) Best value of quoted price for the scope of work identified in Section 4 hereinabove by phase and collectively (per SL 2021-189 this RFP is a "best value" price-based RFP.) 35 points

2) Design-build team: evaluation of design professionals, including without limitation architectural, structural, and civil engineers. 25 points

3) Design-build team: evaluation of builder and general contractor. 25 points

4) Proven experience with similar projects. 15 points

Section 8. General Requirements & Disclosures

1) This solicitation is for services that will be funded by appropriations subject to federal procurement requirements and reporting and therefore all contracted consultants and subconsultants must be eligible to receive federal funds as provided by 2 CFR 200, including, without limitation, the requirements of: 2 C.F.R. § 200.326 and 2 C.F.R. Part 200, Appendix II (as applicable): Equal Employment Opportunity (41 C.F.R. Part 60); Davis-Bacon Act (40 U.S.C. 3141-3148); Copeland "Anti-Kickback" Act (40 U.S.C. 3145); Contract Work Hours and Safety Standards Act (40 U.S.C. 3701-3708); Clean Air Act (42 U.S.C. 7401-7671q.) and the Federal Water Pollution Control Act (33 U.S.C. 1251-1387); Debarment and Suspension (Executive Orders 12549 and 12689); Byrd Anti-Lobbying Amendment (31 U.S.C. 1352); Procurement of Recovered Materials (2 C.F.R. § 200.322); and Record Retention Requirements (2 CFR § 200.324).

2) All applicants and their key staff and employees are expected to provide a statement of conflict of interest if any conflict they may have regarding the project set forth hereinabove, and a plan for mitigating the conflict(s). Note that Yancey County may in its sole discretion determine whether a conflict disqualifies a firm, and/or whether a conflict mitigation

plan is acceptable.

3) Any application and its principals and key personnel and employees may not be debarred or suspended nor otherwise on the Excluded Parties List System (EPLS) in the System for Award Management (SAM). Applicants must include verification that the service provider, as well as its principals and key personnel are not listed (are not debarred) through the System for Award Management (www.SAM.gov). Applicants are expected to enclose a print-out of search results that includes the record date.

4) Small and minority businesses, women's business enterprises, and labor surplus area firms are encouraged to participate in this RFQ. If the awarded vendor is a prime contractor and may use subcontractors, the following affirmative steps are required of the prime contractor:

a. Placing qualified small and minority businesses and women's business enterprises on solicitation lists,

b. Assuring that small and minority businesses and women's business enterprises are solicited whenever they are potential sources,

c. Dividing total requirements, when economically feasible, into smaller tasks or quantities to permit maximum participation by small and minority businesses and women's business enterprises,

d. Establishing delivery scheduled, where the requirement permits, which encourage participation by small and minority businesses and women's business enterprises,

e. Using the services and assistance, as appropriate, of such organizations as the Small Business Administration (SBA) and the Minority Business Development Agency (MBDA) of the Department of Commerce.

5) Any applicant selected under this RFP will not discriminate against any employee or applicant for employment, because of race, color, religion, sex, creed, disability, or national origin. Any selected applicant will take affirmative action to ensure that applicants are employed and that the employees are treated during employment without

regard to their age, race, color, religion, sex, creed, disability, or national origin.

6) This RFP is a request for the submission of qualifications and associated proposals for service and is not itself an offer, nor should it be construed as an offer.

7) Yancey County expressly reserves the right to modify, reschedule, or cancel this request at any time, whether before or after any proposals have been submitted or received.

8) Yancey County reserves the right to reject and not consider any or all Applicants in its discretion.

9) Yancey County reserves the right to reject any or all companies, to waive any informality in the RFP process, or to terminate the RFP process at any time, if deemed to be in its best interest.

10) In the event the party selected does not enter into the required agreement to carry out the purposes described in this request, Yancey County may, in addition to any other rights or remedies available at law or in equity, commence negotiations with another person or entity.

11) In no event shall any obligations of any kind be enforceable against Yancey County unless and until a written agreement is entered into.

12) The Applicant agrees to bear all costs and expenses of its response and there shall be no reimbursement for any costs and expenses relating to the preparation of proposals submitted hereunder or for any costs or expenses incurred during negotiations.

13) By submitting a response to this request, the Applicant waives all rights to protest or seek any remedies whatsoever regarding any aspect of this request, the selection of another Applicant or Applicants with whom to negotiate, the rejection of any or all offers to negotiate, or a decision to terminate negotiations.

14) Yancey County reserves

the right not to award a contract pursuant to the RFP.

15) All items become the property of Yancey County upon submission and will not be returned to the Applicant.

16) Proposals will be evaluated using the factors listed in this RFP.

17) Yancey County reserves the right to interview or to choose not to interview Applicants prior to making a final selection.

Published November 2, 9, 2022.

LEGAL NOTICE ADMINISTRATOR'S NOTICE

Having qualified on the 24th day of October 2022, as Administrator of the Estate of Linda Metcalf Gillespie, deceased, late of Yancey County, North Carolina, this is to notify all persons, firms and corporations having claims against the decedent to exhibit the same to the undersigned Administrator on or before the 2nd day of February, 2023, or this notice will be pleaded in bar of their recovery. All persons, firms and corporations indebted to the estate should make immediate payment.

This the 2nd day of November, 2022.

Audria Gillespie Briggs,
Administrator
Estate of Linda Metcalf Gillespie
Yancey County Estate File 22 E 279

Address: 1432 NC 261
Bakersville, NC 28705

Published November 2, 9, 16, 23, 2022

LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION

**BEFORE THE CLERK
FILE NO. 22 E 142
EXECUTOR'S NOTICE**

Having qualified as Personal Representative of the Estate of MADELINE BRYANT of Yancey County, North Carolina, this is to notify all persons, firms and corporations having claims against the Estate of the deceased to present them to the undersigned on or before the 31st day of March, 2023 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 9th day of November, 2022.

GREG BRYANT,
EXECUTOR
1177 Highway 197S
Burnsville, NC 28714
Published November 9, 16, 23, 30, 2022

LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION

NOTICE TO CREDITORS

Having qualified as Administrator of the Estate of Freda Marie Henson Young of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 8th day of February, 2023 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 9th day of November, 2022.

Sheila Marie Darder Bonilla
364 Bowditch St.
Burnsville, NC 28714
Published November 9, 16, 23, 30, 2022

Book Cellar at Town Square

The Friends of the Yancey County Library Book Cellar at Town Square has reopened. The used book store will be open on Monday through Saturdays from 11 a.m. to 3 p.m.

LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION

NOTICE TO CREDITORS

Having qualified as Administrator of the Estate of Beulah G. Hughes of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 8th day of February, 2023 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 9th day of November, 2022.

Donna Gouge
456 Gouge Cove Rd
Bakersville, NC 28705
Published November 9, 16, 23, 30, 2022

LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION

NOTICE TO CREDITORS

Having qualified as Executor of the Estate of Roger Hylemon of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 8th day of February, 2023 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 9th day of November, 2022.

Ronald Hylemon
237 Riverdale Dr.
Burnsville, NC 28714
Published November 9, 16, 23, 30, 2022

LEGAL NOTICE IN THE GENERAL COURT OF JUSTICE, YANCEY COUNTY NORTH CAROLINA SUPERIOR COURT DIVISION

NOTICE TO CREDITORS

Having qualified as Executor of the Estate of Ricky Tipton, AKA Arnold Ricky Tipton of Yancey County, North Carolina, this is to notify all persons and corporations having claims against the Estate of said deceased to present them to the undersigned on or before the 8th day of February, 2023 or this notice will be pleaded in bar of their recovery. All persons indebted to said estate please make immediate payment.

This the 9th day of November, 2022.

Ronald Hylemon
237 Riverdale Dr.
Burnsville, NC 28714
Published November 9, 16, 23, 30, 2022

Guardian ad Litem seeking volunteers as child advocates

The NC Guardian ad Litem Program is seeking volunteer advocates to represent abused and neglected children in Yancey, Mitchell and Madison.

Training sessions are held periodically for those who would like to volunteer with this program to advocate for local children.

Participants from Mitchell and Madison counties are also strongly encouraged to participate as there are many children who still do not have a volunteer assigned to them.

If you have any questions or would like to learn more about the local Guardian ad Litem program, please call Erica Edwards at 828-682-4754 or visit volunteerforgal.org.

MY Meds Medication

MY Meds Medication and Health Ministry is a local non-profit organization that provides help to Mitchell and Yancey County residents who have no prescription health plan and often have to decide between buying food and buying medicine.

If you need help call MY Meds office at 828-682-7251.