

STATE OF SOUTH CAROLINA)	BEFORE THE CHIEF PROCUREMENT
COUNTY OF RICHLAND)	OFFICER FOR CONSTRUCTION
)	
IN THE MATTER OF: PROTEST)	DECISION
)	
ASBESTOS & DEMOLITION)	
)	CASE NO. 2013-012
vs.)	
)	
UNIVERSITY OF SOUTH CAROLINA)	POSTING DATE: March 22, 2013
)	
SOUTH TOWER MECHANICAL)	
RENOVATION/ROOF REPLACEMENT)	
DEMOLITION)	
STATE PROJECT NO. H27-6082-FW-A)	
_____)	

This matter is before the Chief Procurement Officer for Construction (CPOC) pursuant to a request from Asbestos and Demolition (A&D), under the provisions of §11-35-4210 of the South Carolina Consolidated Procurement Code, for an administrative review on the South Tower Renovation/Roof Replacement Demolition bid (“the Project”) for the University of South Carolina (USC). A&D protests USC’s posting of a Notice of Intent to Award a contract to B&B Demolition Specialists, LLC (B&B). Pursuant to S.C. Code Ann. §11-35-4210(4), the CPOC conducted an administrative review. This decision is based on the evidence and applicable law and precedents.

NATURE OF THE PROTEST

A&D’s protest letter is incorporated herein by reference and a copy is attached hereto as Exhibit A.

RELEVANT FACTS

1. USC advertised for bids for the project on January 28, 2013. [Ex. 1]
2. The solicitation documents included special standards of responsibilities that bidders were required to meet as a condition of award. [Ex. 2]
3. USC received two bids. [Ex. 3]

4. B&B submitted the low bid. [Ex. 3]
5. On February 22, 2013, USC posted a Notice of Intent to Award a contract to B&B. [Ex. 3]
6. On March 1, 2013, the CPOC received A&D's protest.

DISCUSSION

At issue in this solicitation is whether B&B met the requirements of the special standards of responsibility set forth in the solicitation documents. These standards include a license requirement and an experience requirement. A determination of responsibility is required by S.C. Code Ann. § 11-35-1810, which states “[r]esponsibility of the bidder or offeror shall be ascertained for each contract let by the State.” A procurement officer’s determination of responsibility is final and conclusive unless it is “clearly erroneous, arbitrary, capricious, or contrary to law.” S.C. Code Ann. § 11-35-2410(A). To prevail, the protestant must prove upon a preponderance of the evidence that the responsibility determination is clearly erroneous, arbitrary, capricious, or contrary to law. *Protest of Brantley Construction Co., Inc.*, Panel Case No. 1999-3.

A&D has offered no evidence that USC’s responsibility decision is “clearly erroneous, arbitrary, capricious, or contrary to law.”¹ On the other hand, USC has offered evidence that they did investigate the responsibility of B&B including checking references for past projects to confirm that B&B met the special standards of responsibility. [Ex. 5]

DETERMINATION

A&D has failed to prove that USC’s determination that B&B was a responsible bidder was “clearly erroneous, arbitrary, capricious, or contrary to law.” The protest is therefore denied.


John St. C. White
Chief Procurement Officer for Construction
22 March 2013
Date

Columbia, South Carolina

¹ In its protest letter, A&D states: “We believe ... B&B ... fail to meet both the [special responsibility] requirements set forth.” A&D offers no allegation of facts to support this belief but ask the CPOC to conduct an investigation to determine if its belief is in fact true. When asked if A&D had any evidence to offer, A&D responded: “B and B Demolition has performed some large demolition projects , but to my knowledge has performed few abatement jobs of any size. This is the reason I have such interest in there [sic] bid.” [Ex. 4]

STATEMENT OF RIGHT TO FURTHER ADMINISTRATIVE REVIEW

Protest Appeal Notice (Revised January 2013)

The South Carolina Procurement Code, in Section 11-35-4210, subsection 6, states:

(6) Finality of Decision. A decision pursuant to subsection (4) is final and conclusive, unless fraudulent or unless a person adversely affected by the decision requests a further administrative review by the Procurement Review Panel pursuant to Section 11-35-4410(1) within ten days of posting of the decision in accordance with subsection (5). The request for review must be directed to the appropriate chief procurement officer, who shall forward the request to the panel or to the Procurement Review Panel, and must be in writing, setting forth the reasons for disagreement with the decision of the appropriate chief procurement officer. The person also may request a hearing before the Procurement Review Panel. The appropriate chief procurement officer and an affected governmental body shall have the opportunity to participate fully in a later review or appeal, administrative or judicial.

Copies of the Panel's decisions and other additional information regarding the protest process is available on the internet at the following web site: <http://procurement.sc.gov>

FILE BY CLOSE OF BUSINESS: Appeals must be filed by 5:00 PM, the close of business. *Protest of Palmetto Unilect, LLC*, Case No. 2004-6 (dismissing as untimely an appeal emailed prior to 5:00 PM but not received until after 5:00 PM); *Appeal of Pee Dee Regional Transportation Services, et al.*, Case No. 2007-1 (dismissing as untimely an appeal faxed to the CPO at 6:59 PM).

FILING FEE: Pursuant to Proviso 83.1 of the 2012 General Appropriations Act, "[r]equests for administrative review before the South Carolina Procurement Review Panel shall be accompanied by a filing fee of two hundred and fifty dollars (\$250.00), payable to the SC Procurement Review Panel. The panel is authorized to charge the party requesting an administrative review under the South Carolina Code Sections 11-35-4210(6), 11-35-4220(5), 11-35-4230(6) and/or 11-35-4410...Withdrawal of an appeal will result in the filing fee being forfeited to the panel. If a party desiring to file an appeal is unable to pay the filing fee because of financial hardship, the party shall submit a completed Request for Filing Fee Waiver form at the same time the request for review is filed. The Request for Filing Fee Waiver form is attached to this Decision. If the filing fee is not waived, the party must pay the filing fee within fifteen days of the date of receipt of the order denying waiver of the filing fee. Requests for administrative review will not be accepted unless accompanied by the filing fee or a completed Request for Filing Fee Waiver form at the time of filing." PLEASE MAKE YOUR CHECK PAYABLE TO THE "SC PROCUREMENT REVIEW PANEL."

LEGAL REPRESENTATION: In order to prosecute an appeal before the Panel, business entities organized and registered as corporations, limited liability companies, and limited partnerships must be represented by a lawyer. Failure to obtain counsel will result in dismissal of your appeal. *Protest of Lighting Services*, Case No. 2002-10 (Proc. Rev. Panel Nov. 6, 2002) and *Protest of The Kardon Corporation*, Case No. 2002-13 (Proc. Rev. Panel Jan. 31, 2003); and *Protest of PC&C Enterprises, LLC*, Case No. 2012-1 (Proc. Rev. Panel April 2, 2012). However, individuals and those operating as an individual doing business under a trade name may proceed without counsel, if desired.

**South Carolina Procurement Review Panel
Request for Filing Fee Waiver
1105 Pendleton Street, Suite 202, Columbia, SC 29201**

Name of Requestor

Address

City

State

Zip

Business Phone

-
1. What is your/your company's monthly income? _____
 2. What are your/your company's monthly expenses? _____
 3. List any other circumstances which you think affect your/your company's ability to pay the filing fee:

To the best of my knowledge, the information above is true and accurate. I have made no attempt to misrepresent my/my company's financial condition. I hereby request that the filing fee for requesting administrative review be waived.

Sworn to before me this
_____ day of _____, 20_____

Notary Public of South Carolina

Requestor/Appellant

My Commission expires: _____

For official use only: _____ Fee Waived _____ Waiver Denied

Chairman or Vice Chairman, SC Procurement Review Panel

This _____ day of _____, 20_____
Columbia, South Carolina

NOTE: If your filing fee request is denied, you will be expected to pay the filing fee within fifteen (15) days of the date of receipt of the order denying the waiver.

EXHIBIT A

ASBESTOS AND DEMOLITION, INC.

141 CORT ROAD
COLUMBIA, SC 29203

PHONE: 803/333-9958
FAX: 803/333-0962

February 27, 2013

OSE
Chief Procurement for Construction
Email: protest-ose@mmo.sc.gov
Fax: 803-737-0639

RE: Protest of intent of the University of South Carolina to award to B & B Demolition Specialist, LLC a contract for South Tower Renovation (Demolition)

Dear Chief of Procurement

On behalf of Asbestos and Demolition, Inc., this firm protest and request a review of the award of the above project, based on the qualifications set forth in specification section 02080 Part 1.2 asbestos abatement contractor qualification. We believe the firm of B & B Demolition Specialist, LLC fail to meet both the requirements set forth. 1) We believe B & B Demolition Specialist, LLC has not possessed a SCDHEC License for Asbestos Abatement for 5 years nor have they performed (3) asbestos abatement project over \$500,000.00.

If this is found to be true and factual, then Asbestos and Demolition, Inc should be awarded the project.

Thanks


Donald Buchanan

Singh, Anastasia

From: Protest-OSE <Protest-OSE@mmo.sc.gov>
Sent: Friday, March 01, 2013 1:27 PM
To: White, John; Singh, Anastasia
Subject: FW: South Tower Protest
Attachments: Untitled.PDF - Adobe Acrobat.pdf

From: Donna Creel[SMTP:DCREEL@CAROLINAWRECKING.COM]
Sent: Friday, March 01, 2013 1:26:31 PM
To: Protest-OSE
Cc: jbrookin@fmc.sc.edu
Subject: South Tower Protest
Auto forwarded by a Rule

CANCELLATION

Project Name: GILBERT MIDDLE SCHOOL CAFETERIA SERVING LINE RENOVATIONS
Project Number: LSD1-2013-2
Owner: Lexington County School District One, Attn.: John Stehmeyer, 100 Tarrar Springs Rd., Lexington, SC 29072. His phone number is (803) 821-1380 & E-mail is jstehmeyer@lexington1.net

The original ad for this solicitation appeared in the 1/21/13 SCBO.

CONSTRUCTION

Invitation for Construction Bids

Please verify requirements for non-State agency advertisements by contacting the agency / owner.

Projects expected to cost less than \$50,000 are listed under the Minor Construction heading.

Project Name: SOUTH TOWER MECHANICAL RENOVATIONS / ROOF REPLACEMENT (DEMOLITION)

Project Number: H27-6082-FW-A
Project Location: USC, Columbia
Bid Security Required: Yes
Performance Bond Required: Yes
Payment Bond Required: Yes
Description of Project: Asbestos abatement work & selective demolition of mechanical equipment, ductwork, piping & finishes in the South Tower residence hall. Special Standards of Responsibility are required to be met by the bidders. Small & minority business participation is encouraged. Contractor may be subject to performance appraisal at close of project.

Construction Cost Range: \$400,000 - \$500,000
Architect/Engineer: Swygert & Associates
A/E Contact: Bill Livingston
A/E Address: 1315 State St., Cayce, SC 29033
A/E E-mail: bill@swygert-associates.com
A/E Telephone: (803) 791-9300
A/E Fax: (803) 791-0830

Note: All questions & correspondence concerning this Invitation to Bid shall be addressed to the A/E.

Bidding Documents/Plans May Be Obtained From: Swygert & Associates

Plan Deposit: \$100.00, refundable
Note: Only those bidding documents / plans obtained from the aforementioned source are official. Bidders rely on copies of bidding documents /

plans obtained from any other source at their own risk.
Bidding Documents/Plans Are Also on File for Viewing Purposes Only At:

AGC: On-line
Dodge: On-line
Other: USC Purchasing web site, <http://purchasing.sc.edu>

Pre-Bid Conf./Site Visit: Not mandatory
Pre-Bid Date/Time: 2/7/13 – 10:00am
Place: 743 Greene St., Conference Room 53, Columbia. The only site visit available to the bidders will be held directly after the pre-bid conference

Agency/Owner: University of South Carolina
Agency Procurement Officer: Michelle Adams, Procurement Manager
Address: 743 Greene St., Columbia, SC 29208

E-mail: mdadams@fmc.sc.edu
Telephone: (803) 777-0981
Fax: (803) 777-7334
Bid Closing Date/Time: 2/21/13 – 2:00pm
Place: 743 Greene St., Conference Room 53, Columbia
Hand Deliver/Mail Bids To: USC, Attn.: Michelle Adams, Facilities Management Center, 743 Greene St., Columbia, SC 29208

Project Name: ROOF REPLACEMENT – CAFETERIA / MULTI-PURPOSE & KINDERGARTEN – W. E. PARKER ELEMENTARY SCHOOL

Project Number: PES-13
Project Location: 41 Crest Rd., Edgefield, SC
Bid Security Required: Yes
Performance Bond Required: Yes
Payment Bond Required: Yes
Description of Project: Remove approximately 10,600 sq. ft. of existing built-up roofing, then apply embedment course, tapered roof insulation, SBS Smooth-Granular surfaced modified bitumen roofing system with associated flashings & metal

Construction Cost Range: \$120,000 - \$135,000
Architect/Engineer: Esslinger Co., Inc.
A/E Contact: George Esslinger
A/E Address: PO Box 764, Lexington, SC 29071

A/E Telephone: (803) 359-5857 – cell phone is (803) 960-0587
A/E E-mail: esslingerq@windstream.net

Plans on File At:
AGC: Columbia
Dodge: Columbia
Plans May Be Obtained From: Esslinger Co., Inc., 441 Wildlife Rd., Lexington, SC 29072

Plan Deposit: \$25.00, non-refundable
Pre-Bid Conf./Site Visit: Mandatory
Pre-Bid Date/Time: 2/5/13 – 9:30am

Place: Front entrance to W. E. Parker Elementary School, 41 Crest Rd., Edgefield

Agency/Owner: School District of Edgefield County

Name & Title of Agency Coordinator: James Courtney, Director of Facilities & Maintenance

Address: 3 Par Dr., Edgefield, SC 29824

Telephone: (803) 275-4601

E-mail: jcourtney@edgefield.k12.sc.us

Bid Closing Date/Time: 2/19/13 – 11:00am

Place: Edgefield County School District Administration Building, 3 Par Dr., Edgefield

Hand Deliver/Mail Bids To: School District of Edgefield County, Attn.: James Courtney, 3 Par Dr., Edgefield, SC 29824

DANIEL MORGAN AVENUE CULVERT IMPROVEMENT

PROPOSAL NO: 1213-02-12-01

Notice Is Hereby Given that the City of Spartanburg will receive sealed bids from vendors to provide construction services for the Daniel Morgan Improvement Project (between Harris Place & Hub Bub Way).

Bids Are Invited Upon The Several Items & quantities of work as follows: Removal of approximately 60 feet of combination 4x5 foot rock culvert & 54" RCP & two existing catch basins from under Daniel Morgan Avenue. Installation of approximately 60 feet of Class III 54" RCP & installation of two (2) catch basins. Repair & resurface road to project specifications once project is complete. All pipe, catch basin installation & road repair & resurfacing must be completed per SCDOT & supplied specifications. Contractor will also be responsible for stockpiling of all excavated material. Contractor will be responsible for all traffic control, utility locates/repairs, & any applicable permits.

City Of Spartanburg Hereby Notifies all proposers that it will affirmatively ensure that all disadvantaged & women's business enterprises will be afforded full opportunity to submit bids in response to this invitation & will not be discriminated against on the grounds of gender, race, color, or national origin in consideration for an award. Each proposer shall attest that they engaged in good faith efforts in an endeavor to achieve the City's M/WBE goal of 15%.

The City Of Spartanburg Reserves The Right to reject any & all bids or to waive any informality in the bidding. Bids may be held by the City of Spartanburg for a period not to exceed sixty (60) days from the date of the opening of bids for the purpose of reviewing the bids & investigating the qualifications of bidder(s), prior to awarding of the contract.

SECTION 02080 - ASBESTOS ABATEMENT

PART 1 – GENERAL

1.1 RELATED DOCUMENTS:

- A. Documents affecting work of this Section include, but are not necessarily limited to, abatement design drawings AB1.0 through AB2.2 and the Asbestos Investigation report prepared by F&ME Consultants, dated February 24, 2012, located in the appendix of these specifications.

1.2 ASBESTOS ABATEMENT CONTRACTOR QUALIFICATIONS – SPECIAL STANDARDS OF RESPONSIBILITY:

A. Asbestos Abatement Contractor's Qualifications:

1. A qualified firm that has not less than five (5) years' experience in the removal and proper disposal of asbestos-containing materials (ACM).
2. A qualified firm that has successfully completed the asbestos abatement on a minimum of three (3) projects over a period of six (6) years and where the scope of asbestos abatement work was over \$500,000.00.

1.3 SCOPE OF WORK – SUMMARY

- A. The scope of work for the asbestos abatement generally includes the removal and proper disposal of asbestos-containing materials (ACM) within the limits of the abatement area as indicated on the provided drawings and referenced in these specifications. Contractor is to be aware that abatement work associated with this project will be phased over two (2) summers and is divided in the following manner:
 1. Phase A is to be completed during the summer of 2013 and will include abatement work on the typical repeating floors 11 through 18, abatement of the main mechanical chases on floors 18 down to the ground floor and localized abatement of roofing components for structural alterations and installation of a new roof mounted HVAC unit. Contractor shall note that the main mechanical chases on all floors of the building are contaminated with friable ACM.
 2. Phase B (Alternate 1) is to be completed during the summer of 2014 and will include a continuation of abatement work on the typical repeating dormitory floors 2 through 11 as well as abatement work on the first and ground floor levels.
 3. Alternate 2, if accepted, includes abatement of the roofing materials to the concrete decking and is to be performed during the Phase A work.
- B. Abatement Contractor (Contractor) will be required to coordinate with the General Contractor (GC) regarding all abatement activities associated with the project included herein.
- C. Contractor and GC shall coordinate general demolition activities that will not impact ACM within the building with those that will either require or potentially impact ACM.

Bid Tabulation



University of South Carolina
Columbia, South Carolina

Project Name & Number: South Tower Mechanical Renovation/Roof Replacement(Demolition)/H27-6082-FW-A
Bid Closing: February 21, 2013 @ 2:00 pm

Bidder	Add	Bid Bond	Base Bid	Alternate 1	
	1			Add	Deduct
Martin Engineering					
Asbestos and Demolition	✓	✓	\$ 372,250	\$ 407,050	
Winter Enviromental					
B&B Demolition SPECIALISTS	✓	✓	\$ 260,100	\$ 317,900	
/					

Recorded By: BILL LIVINGSTON

Read By: JUAQUANA BROOKINS 

EXHIBIT 3

SE-370

Notice of Intent to Award

STATE OF SOUTH CAROLINA

University of South Carolina (insert agency name)
743 Greene Street, Columbia, South Carolina 29208 (insert agency address)

Posting Date: 2/22/2013

Unless stayed by protest or canceled, the State intends to enter into a contract for the project with the contractor noted below. The successful bid will be accepted and the contract formed by execution of the contract documents. All bid bonds remain in effect for the bid acceptance period as provide in Section 4 of the Bid Form, except as otherwise provided in the instructions to bidders.

Project Number: H27-6082-FW-A
Project Name: South Tower Mechanical Renovations/Roof Replacement (Demolition)
Awarded To: B&B Demolition Specialists, LLC

Solicitation Type Invitation for Bid Request for Proposals
Contract Amount \$ 578,000.00

Invitation for Bid

Information	Description	Bid Amount
Base Bid	Asbestos abatement & demolition on floors 18- 11 in South Tower	\$ \$260,100.00
Alternate 1	Asbestos abatement & demolition on floors 11-1 and gr fl in South Tower	\$ \$317,900.00
Alternate 2		\$
Alternate 3		\$

Remarks (*explain any negotiations that resulted in a change in either the Base Bid or the accepted Bid Alternates*)

Contractor should not incur any costs associated with the contract prior to receipt of a contract from the Agency for execution. The State assumes no liability for any expenses incurred by the contractor prior to submitting a contract to the contractor for execution. Contractor should not perform any work prior to (1) delivering to the Agency both certificates of insurance and performance and payment bonds meeting the requirements of the solicitation; and (2) receipt of the Agency's written notice to proceed. The State assumes no liability for any expenses incurred by the contractor prior to issuance of notice to proceed other than contractor's non-reimbursable costs incurred in providing such bonds.

Any actual bidder, offeror, contractor, or subcontractor who is aggrieved in connection with the intended award or award of a contract shall protest within ten days of the date notification of award is posted in accordance with the Consolidated Procurement Code. A protest shall be in writing, shall set forth the grounds of the protest and the relief requested with enough particularity to give notice of the issues to be decided, and must be received by the appropriate Chief Procurement Officer within the time provided. [Section 11-35-4210]

PROTEST - CPO ADDRESS - OSE: Any protest must be addressed to the Chief Procurement Officer for Construction, Office of State Engineer, and submitted in writing (a) by email to protest-ose@mso.sc.gov, (b) by facsimile at 803-737-0639, or (c) by post or delivery to 1201 Main Street, Suite 600, Columbia, SC 29201. By submitting a protest to the foregoing email address, you (and any person acting on your behalf) consent to receive communications regarding your protest (and any related protests) at the e-mail address from which you sent your protest.

Agency Procurement Officer:


(Signature)

INSTRUCTIONS TO THE AGENCY:

1. Post a copy of this form at the location specified by the Instructions to bidders and announced at the Bid Opening.
2. Send a copy of this form and the final bid tabulation to all responsive bidders and OSE.

White, John

From: Donald Buchanan <DBuchanan@carolinawrecking.com>
Sent: Thursday, March 21, 2013 9:13 AM
To: White, John
Subject: RE: Affidavit of Statement for the Protest of South Tower Mechanical Renovation/Roof Replacement (Demolition)/H27-6082-FW-A

Mr. White

B and B Demolition has performed some large demolition projects , but to my knowledge has performed few abatement jobs of any size. This is the reason I have such interest in there bid.

Don

Sent from my Motorola Smartphone on the Now Network from Sprint!

-----Original message-----

From: "White, John" <jswhite@mmo.sc.gov>
To: Donald Buchanan <DBuchanan@carolinawrecking.com>
Cc: "Walker, Fred" <fwalker@mmo.sc.gov>, "ADAMS, MICHELLE" <MDADAMS@fmc.sc.edu>, "BROOKINS, JUAQUANA" <JBROOKIN@fmc.sc.edu>
Sent: Thu, Mar 21, 2013 08:59:09 EDT
Subject: RE: Affidavit of Statement for the Protest of South Tower Mechanical Renovation/Roof Replacement (Demolition)/H27-6082-FW-A

Dear Mr. Buchanan: Aside from the issues you raise with the affidavit from USC, do you have any evidence you would like to offer showing that the awardee does not possess the requisite qualifications set forth in the specifications?

John St. C. White
State Engineer
1201 Main St., Suite 600
Columbia, SC 29201
(803) 737-0768

From: Donald Buchanan [<mailto:DBuchanan@carolinawrecking.com>]
Sent: Wednesday, March 20, 2013 4:46 PM
To: BROOKINS, JUAQUANA; White, John
Cc: Walker, Fred; ADAMS, MICHELLE
Subject: RE: Affidavit of Statement for the Protest of South Tower Mechanical Renovation/Roof Replacement (Demolition)/H27-6082-FW-A

Juaquana

This affidavit only states the work exceeds 500,000 not the asbestos abatement portion.

From: BROOKINS, JUAQUANA [<mailto:JBROOKIN@fmc.sc.edu>]
Sent: Wed 3/20/2013 4:27 PM
To: White, John (jswhite@mmo.sc.gov)
Cc: Donald Buchanan; fwalker@mmo.sc.gov; ADAMS, MICHELLE

Subject: Affidavit of Statement for the Protest of South Tower Mechanical Renovation/Roof Replacement (Demolition)/H27-6082-FW-A

Mr. White –

Please see attached Affidavit of Statement addressing the allegations from Asbestos and Demolition, Inc., protesting the award of the South Tower Mechanical Renovation/Roof Replacement (Demolition) to B&B Demolition Specialists on grounds of not having 3 projects over a 6 year period where the scope of work exceeds \$500,000.

If there are any questions please let me know.

Thanks,

Juaquana Brookins
Procurement Specialist II
University of South Carolina
P. 803.777.3596

EXHIBIT 5



UNIVERSITY OF
SOUTH CAROLINA

University of South Carolina

743 Greene Street
Columbia, South Carolina 29208

Phone: 803.777.3596
Fax: 803.777.7334

March 14, 2013

John St. C. White
Chief Procurement Officer for Construction
Office of State Engineer
120 Main Street
Columbia, South Carolina 29201

RE: Protest from Asbestos and Demolition on South Tower Mechanical Renovation/Roof Replacement
Project Name: South Tower Mechanical Renovation/Roof Replacement (Demolition)
Project Number: H27-6082-FW-A

Dear Chief Procurement Officer:

On behalf of the University of South Carolina, we request that the protest for South Tower Mechanical Renovation/Roof Replacement (Demolition) be dismissed.

The following qualifications were included in section 02080 part 1.2. of the Project Manual for the above referenced project.

1. A qualified firm that has not less than five (5) years' experience in the removal and proper disposal of asbestos-containing materials (ACM).
2. A qualified firm that has successfully completed the asbestos abatement on a minimum of three (3) projects over a period of six (6) years and where the scope of asbestos abatement work was over \$500,000.



The university has verified that B&B has met both qualifications. To determine that B&B met the criteria the university procurement specialist contacted SC DHEC to insure they were licensed in asbestos abatement for at least 5 years. She verified with SCDHEC that B&B Demolition has held an Asbestos Abatement License (CO -00214) since November 21, 2007, which gives them the 5 year qualification. The university also requested a list of projects in which B&B completed in the last 6 years in which the asbestos abatement scope was over \$500,000. B&B provided a list of 3 projects in which the abatement took place in the last 5 years and the scope exceeded \$500,000. The university procurement specialist also confirmed with the reference contacts that the projects were completed satisfactorily.

Based on the information obtained from B&B Demolition and the research conducted, we believe they meet all the qualifications requested for the South Tower Mechanical Renovation/Roof Replacement (Demolition) and would like to proceed with the awarding of this project to B&B Demolition.

Sincerely,



Michelle Adams, CPPB
Procurement Manager
University of South Carolina



Affidavit of Statement

I, Juaquana Brookins, of University of South Carolina- 743 Greene Street, Columbia, South Carolina 29208, do confirm and acknowledge that I contacted the project references provided by B&B Demolition Specialist, LLC. Four project references were submitted, but one project is presently ongoing. The references for the three remaining projects confirmed that B&B Demolition Specialist, LLC had successfully completed their project, and gave me the approximate completion date of the project, and that the value of asbestos abatement exceeded \$500,000.00. From this information, I have confirmed that the three projects were completed within a 6 year time period of each other.

This the 21st day of March, 2013.

Juaquana Brookins

Signature of Affiant

Sworn and subscribed before me this the 21st day of March, 2013.

Heather Lee

Notary Public

My Commission expires: November 21, 2016

Statement of Qualifications

Introduction

Established in 2003, B and B Demolition Specialists has become a unique provider of a full range of demolition, abatement, site development, and environmental site remediation service. Our skilled staff and specialized equipment deliver safe and efficient solutions for all demolition and environmental needs. Our management has over 20 years experience in the demolition, construction, and equipment industries.

B and B Demolition Specialists, has become a market leader in the demolition industry by successfully providing our services to a wide range of projects including large scale commercial developments, industrial facilities, and government/municipal facilities. We pride ourselves providing our customers professional, safe, and efficient execution of the designated work to meet their needs. The goal of B and B Demolition Specialists is to exceed the scheduling and cost performance goals of the customer while following all applicable safety and health regulations.

Services Provided

Complete Demolition

B and B Demolition Specialists utilize various equipment and techniques to demolish entire structures including foundations of structures ranging from residential housing to industrial complexes. We design a plan unique to each project in order to complete the job efficiently and within the parameters of all applicable safety and environmental regulations.

Selective Demolition

B and B Demolition Specialists also undertake a large amount of partial or selective demolition projects to renovate and modernize existing buildings and/or industrial plant facilities. These projects include interior gut out projects, structural strengthening, and modernization of existing structures.

We regularly perform selective demolition on historic public and private buildings, shopping centers, hospitals, and industrial facilities. B and B Demolition Specialists understands the intricacy of this type of work and the importance of careful scheduling, planning, and coordination to make these projects successful.

Material Recycling

B and B Demolition Specialists is a leader in providing our customers with the option of "Green Demolition". These processes that have been developed minimize the amount of materials that are sent to be buried in area landfills. We strive to identify materials and perform recycling techniques on items such as concrete, asphalt, aggregates, select

woods, and metals. B and B Demolition Specialists have been successful in reaching recycling goals as high as 95% of materials from a project being recycled/reused.

Environmental Remediation and Abatement

B and B Demolition Specialists perform various types of environmental work and are certified and licensed in the following type of work:

HAZWOPER 40 hour certified equipment operators

Asbestos Licensed: Contractor's License #CO-00214

Lead Certified

Our company has the capabilities to handle most toxic and environmental issues related to demolition projects. We have experience in the removal, handling, and disposal of contaminants including treated lumber, asbestos, lead, PCB's and other universal wastes.

Insurance and Bonding

B and B Demolition Specialists are fully insured and maintain the ability of bonding projects up to \$5,000,000 with a 10,000,000 aggregate. We have been able to meet the insurance and bonding needs of the most stringent project requirements.

Safety

At B and B Demolition we believe that the safety of our employees, subcontractors, clients, other trades, and site surroundings is our most important goal. We provide an environment and culture for staff that promotes safety in all phases of work. All personnel are trained and provided with the necessary tools and protective equipment to perform tasks as efficiently and safely as possible.

Experience Modification Rating: .1.09

Recent Large Client Projects and Reference Listings

1. EMAC/ Naval Weapons Station Goose Creek, SC: **\$1,300,000.00 Asbestos Portion \$595,297**
 - Demolition, abatement, remediation, and recycling of 31 decommissioned naval facilities totaling 500,000 square feet of structures; Recycling of approximately 900 tons of steel and 10,000 tons of concrete; Project schedule 365 days
 - Customer Contact-John Lamar Project Manager 508 W. Elnora Street Odon, IN 47562; Phone 812-340-5700.
john.lamar@mavenconstructionllc.com

2. Selective Demo and Gut of 4 army Barracks Fort Gordon: **\$1,304,446.00**
Asbestos Portion \$663,057
 - Abatement and selective demolition of 4 existing army barracks
 - Tetra Tec 414 Barnes Ave. Fort Gordon GA 30905 Dearl Tate 571-527-7528 Dearl.Tate@TetrattechFC.com

3. Macalloy superfund site Demolition: **\$1,600,000.00 Asbestos portion \$ 537,500**
 - Project Demolition and Asbestos abatement of 2-100,000 sq. ft. Buildings consisting of a 6 month schedule. Crush 40,000 tons of concrete for reuse onsite: Customer Contact; Eric Gehringer PM Engineer, Entact 4040 West Royal Lane Irving TX 75063, 561-707-7088

4. Charleston Air Force Base – Demolition and Abatement: **\$2,129,077.00**
Asbestos Portion \$756,383
 - Project Demolition and Asbestos abatement of 478 houses. Customer contact; Paul Marshall Project Manager Hensel Phelps Construction Co.Military Family Housing / Joint Base Charleston 1600 W. Jackson Dr. Joint Base Charleston AFB, SC 29404 Office: 843.300.3232 Mobile: 580.284.0556 Fax: 843.300.3231 PMarshall@henselphelps.com **This project is currently ongoing and to be completed 2014.**