



**ROWAN COUNTY COMMISSION AGENDA
SPECIAL MEETING
June 26, 2023 - 3:00 PM**

Join from a PC, Mac, iPad, iPhone or Android device:

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Webinar ID: 975 6995 5631

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Call to Order

Invocation

Pledge of Allegiance

Consider Approval of the Agenda

Board members are asked to voluntarily inform the Board if any matter on the agenda might present a conflict of interest or might require the member to be excused from voting.

1 Consent Agenda

- A. West End Plaza Change Orders
- B. Clerical Correction of FY24 Budget Recommended Adjustments
- C. Fireworks Permits

2 Adjournment

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(Spanish). For additional communication options, please consult: <https://relaync.com>.

ROWAN COUNTY
A COUNTY COMMITTED TO EXCELLENCE



130 West Innes Street - Salisbury, NC 28144
TELEPHONE: 704-216-8180 * FAX: 704-216-8195

MEMO TO COMMISSIONERS:

FROM: Craig Powers, Director of Engineering and Environmental Services
DATE: 6/26/23
SUBJECT: West End Plaza Change Orders

****Clerk's Note:** This item was updated during the meeting. Revised attachments have been noted.**

Recommendation: Board of Commissioners authorize County Manager to revise contract change order 23571 with Wharton-Smith for \$77,056.00.

Recommendation: Board of Commissioners authorize County Manager to approve contract change order 03 for the West End Plaza Agricultural Center Renovation Project with Wharton-Smith for \$1060.00.

Recommendation: Board of Commissioners authorize County Manager to approve change orders up to \$100,000 for the West End Plaza Agricultural Center Renovation Project with the following controls:

- Total amount of the change orders will not exceed the total amount of the contract approved by the Commissioners. This will be done by using contingency allowance and any savings during the project.
- Change Orders approved must be related to the critical path of the project. The critical path is the sequencing of work that must be done for the project to stay on schedule. If items can wait and is not related to the critical path, these items will be brought to the board for consideration.

ATTACHMENTS:

Description	Upload Date	Type
Removed from Agenda Wharton Smith Change Order - Asbestos Abatement	6/22/2023	Cover Memo
ADW Change Order - Wall Removal	6/22/2023	Cover Memo
Request for County Manager to Approve Change Orders	6/22/2023	Cover Memo
REVISED Request for County Manager		



NORTH CAROLINA

Be an original.®

Rowan County Engineering Department
130 West Innes Street, Salisbury, NC 28144-4326

www.rowancountync.gov

Telephone 704-216-8178

Fax 704-216-8166

To: Rowan County Board of Commissioners
Aaron, Church, County Manager

From: Craig Powers, County Engineer

Re: Wharton-Smith – Asbestos Abatement Change Order Revision 2

Date: June 21, 2023

Rowan County worked with ADW Architects, and the BOC approved the bid award and contract on 3/6/2023, Agenda Item P to Wharton-Smith. The County had additional testing for asbestos and received notice of positive testing. The black mastic behind the gray panels in the Belk building and the mirrors in the AG area contain asbestos. Wharton-Smith issued a proposal to include these items and the County approved the change order for the asbestos abatement; not to exceed \$35,000.00.

Wharton – Smith would like to revise this change order to capture delays to the contract since this item affects the critical path. The revised change order is for \$77,056.00. Attached are the estimated quote email from ADW Architects on behalf of Wharton-Smith.

Recommendation: Board of Commissioners authorize County Manager to revise contract change order 23571 with Wharton-Smith for \$77,056.00



FIXED PRICE CHANGE PROPOSAL

06/14/2023

Aaron Church
ROWAN COUNTY
130 West Innes St
Salisbury, NC 28144

Re: Our Change Proposal 23-030-01 for **Asbestos Removal - Revision 2**

Project: Rowan County West End Plaza Ag Center

This Proposal is for the Change referenced above and more particularly defined by the Scope of Work comprised of this Proposal, its Attachments, and other Contract Documents incorporated by reference. Therefore, we propose to change the following:

To abate asbestos found on project as identified in the Hazardous Material Survey dated 5-24-2023 as prepared by ECS and drawing showing locations as provided by ECS in email dated 5-24-2023. Also for additional asbestos found as indicated in preliminary report from ECS dated 6/9/2023.

Pricing does not include removal of other potential asbestos not mentioned in these reports.

Pricing does include cost for extended general conditions and time extension due to this issue in the amount of eighteen (18) days. This assumes that this COR will be signed by Rowan County and returned to WSI by June 20, 2023. If not this COR will have to be repriced.

Price: \$ 77,506.00 *Seventy Seven Thousand Five Hundred Six Dollars and Zero Cents*

Time: The duration of the Work to achieve Substantial Completion will be **INCREASED by 23 days.**

Clarification(s): - None.

Expiration: This Proposal shall remain open for 7 calendar day(s).

Attachment(s): Schedule Of Values

Please contact me at or via e-mail rwagoner@whartonsmith.com if you have any questions or require additional information.

Regards,

Wharton-Smith, Inc.

Ron Wagoner

Senior Project Manager

ACCEPTANCE OF PROPOSAL

The Scope of Work described above supersedes any and all prior communication about this Change.

Customer Signature: _____ Date: _____

ROWAN COUNTY

**Wharton-Smith, Inc.**

SCHEDULE OF VALUES

Project: 23-030 - Asbestos Removal - Revision 2**Date: 06/14/2023****Document: 23-030-01**

Description of Work		Scheduled Value (\$)
1	General Conditions	44,704.00
2	98: 20-1-001 - Change Order #01	28,400.00
3	001 - Insurance & Bond	527.00
4	002 - OH&P	3,875.00
Total (\$)		77,506.00



TRIFECTA SERVICES COMPANY
1722 Toal Street
Charlotte, NC 28206
704-900-1977
NC License #75369

June 14, 2023

Ron Wagner
Wharton- Smith, Inc.
5601 Seventy-Seven Center Drive #120
Charlotte, NC 28217
704-574-5822
rwagoner@whartonSmith.com

West End Plaza Agriculture Center Asbestos V.2
Salisbury, NC

Via Email

PROPOSAL FOR SERVICES

Dear Ron,

Trifecta Services Company ("Trifecta") is pleased to submit our proposal for asbestos abatement services for the West Ag. Center Project. This proposal includes all necessary supervision, labor, equipment, disposal, and materials to perform the following detailed Scope of Work at the Project.

SCOPE OF WORK

- Removing and disposal of specific asbestos material as identified by ECS in the report dated May 24, 2023.
- Power and water to be provided to Trifecta at no cost.
- All barricades, partitions, weather proofing, temporary walls and protection of finishes shall be provided by others.

PLANS AND SPECIFICATIONS

The plans and specifications identified below are included within Trifecta's Scope of Work. Any plans or specifications not specifically identified and incorporated below are excluded.

- Specifically includes mirror mastic behind changing room and column mirrors, Black mastic under ceramic and carpet in Suite B-3 2,000 SF, and black caulking 45 LF around storefront doors and windows at main entrance, near fountain. Other asbestos has not been considered.
- Any plans or specifications not specifically identified and incorporated below are excluded.

PRICING

• Asbestos Abatement	\$16,350.00
• Additional Mirror/Panel Mastic	\$9,750.00
Additional 2 nd Trip	2,300.00
	\$28,400.00



TRIFECTA SERVICES COMPANY
1722 Toal Street
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704-900-1977
NC License #75369

PROJECT SPECIFIC ASSUMPTIONS & CLARIFICATIONS

- All Work will be performed in one (1) mobilization, additional mobilization will be billed at \$2,300.00 each.
- Black mastic includes disposing of mastic and flooring as asbestos. Black caulk removal is based on removing the windows and doors as part of the abatement.
- Power and water to be provided by others.
- Other than known layers, multi layered flooring and wall surfaces are not included.
- All daily and clearance air monitoring shall be by others.
- The price provided is based on the clarifications in this proposal.
- Based on no project requirements for background checks, building entry restrictions for crews.

SCHEDULE

The Work shall be performed according to the following schedule:

Day shift, no overtime, or weekends. Workdays are based on a 10-hour shift, 40 hours per week.

Asbestos Removal 5 Workdays

Thank you for the opportunity to earn your business.

Sincerely,

Trifecta Services Company

Mike Craddock
Sr. Estimator
704-699-5549
mcraddock@trifectainc.com

Please sign below and return by email:

Sign: _____
Print Name: _____
Title: _____

_____ Date

Enclosure(s): Attachment A



Attachment A to Proposal

Standard Exclusions, Assumptions & Clarifications

Unless modified elsewhere in the Proposal, the following exclusions shall apply to Trifecta's Work: Bonds, taxes, engineering, as-builts, shop drawings, staking, layout, GPR/GPRS, site security, fencing, weather protection, protective covers, liquidated damages, hazardous materials – lead, PBC's, PFAS/PFOS, etc., unforeseen conditions, removal of contaminated waters, debris, laden soil, lagging, underpinning, bracing/shoring/lintels, dewatering, pedestrian barricades, sidewalk closures, off-site work, prevailing wage rates, standby time due to owner/contractor delays or coordination with other trades/enabling work, termination of utility accounts, salvage of items to be relocated or reused, specialty insurance items not listed in this Proposal, pest control, Clearances or 3rd party air monitoring, Overtime or weekend hours, change order work without an agreed value, any work not specifically included in Scope of Work. In addition, the following assumptions and clarifications shall apply to the Trifecta's Work:

- All work will be performed in one (1) mobilization.
- All cutting and capping of MEP's by others.
- All utility disconnects by others.
- Patching, sanding, grinding, chemical cleaning or prep for new finishes is *not* included.
- This Proposal does not include handling or disposal of hazardous or contaminated materials.
- Removal, protection, storage and/or reinstallation of any item(s) to be salvaged for reuse or relocation are specifically excluded from this Proposal.
- Power and water – to be provided by Client/Owner/GC
- All debris will be disposed of as C&D; All metal and inert debris is recyclable.
- All C&D and salvage materials shall be removed off-site in a timely manner that is efficient for Trifecta's crew. Only non-salvageable items will be disposed of at local landfill.
- Trifecta will be given adequate site access for personnel and equipment including parking to allow uninterrupted performance of the work as scheduled.
- Trifecta will use the trucking company and disposal site of our choice for demolition and construction debris.
- Trifecta will retain all rights to the salvage of the demolished material. Missing salvage from the time of the walk to the project start will require a pricing change as a salvage credit has been factored into Trifecta's pricing.
- Fuel increases in excess of 10% of the local price as of the date of this Proposal shall result in a surcharge.

Terms & Conditions

Pricing in the Proposal is only guaranteed for thirty (30) days and is based on Trifecta having free, clear and unobstructed access to the work area. Pricing breakout is for accounting purposes only and does not represent stand-alone prices. Proposal must be signed at least two weeks prior to requested start date in order to ensure adequate time to schedule the Work. Payment shall be 100% of the completed Work, final payment including retainage (if any) due NET 30 from completion of Trifecta's Work, whether or not Client has received payment from another party. Overdue balances will accrue interest at 18% per annum or the maximum legal amount for all overdue payments and to recover all expenses, including reasonable attorneys' fees and costs incurred in collecting any overdue balances. Trifecta reserves the right to refuse change order work that is not approved for payment in advance of performance.

Upon execution of this Proposal or commencement of Trifecta's Work, this Proposal shall become a binding contract between the Parties. The Proposal, together with any attachments, exhibits, or mutually agreed Descope Notes, will be automatically incorporated into any final contract between the Parties, regardless of any merger clause or other contractual language agreed to by the Parties purporting to exclude this Proposal, now or in the future. In the event of any conflict between this Proposal and any other contractual provision dealing with pricing, scope, inclusions, and/or exclusions related to Trifecta's Work, or incorporation of this Proposal into a subsequent agreement, this Proposal (together with any amendments thereto in writing and signed by the Parties) shall control.

93-22-39

Rowan County - West End Plaza Agricultural Center Renovations
Rowan County

GENERAL CONDITIONS

BASE LABOR RATE:

\$32.00

DESCRIPTION	QTY	UNIT	MH/ UNIT	BASE RATE	U/P	TOTAL MH	LABOR AMOUNT	EC HR/
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Cost Per Week

Hrs/Wk

Project Executive		11		115			\$1,265	
Sr. Project Manager		40		83.6			\$3,344	
Assistant Project Manager		40.00		42.00			\$1,680	
Superintendent		40.00		65.00			\$2,600	
Assistant Superintendent		40.00		56.00			\$2,240	
Project Assistant		5.00		37.00			\$185	
Vehicle		4.00	ea	220.00			\$880	

Fuel		4	ea	116			\$464	
Phone		4	ea	20			\$80	
Office Rental \$650/mo		1	week				\$150	
Lodging & Meals		1		60			\$60	

Clean up Per Week

\$200

Total Cost Per Week

\$13,148

3 weeks & 2 days Denney

$$3 \times 13,148^{00} = 39,444^{00}$$

Cost Per Week

\$13,148

$$2 \times 2,630^{00} = 5,260^{00}$$

Cost Per Day

\$2,630

$$\underline{\$44,704^{00}}$$

Ron Wagoner

From: Mike Love
Sent: Thursday, June 15, 2023 4:27 PM
To: Ron Wagoner
Cc: Scott Whelchel; Matt Weekley; Gabriel A. Gonzalez
Subject: delay

Ron,

This is to the best of my ability with dates that I have pulled from early emails or RFI's. Actual discussions happened prior to these but I am only listing what can be proven on paper or email. Feel free to add or subtract, we are all busy and I took as much time as I have today. If you need more I can work on it tonight when I get home and compile more information. Please just let me know.

First Exterior Permit – It has held up all exterior work plus, any interior work that penetrates the building. For example, duct penetrations, electrical penetrations for underground to run get out of building at Admin electrical room to exterior of building. Among other activities we could be progressing with. This has been from Day one on the job.

Plumbing tie in – First actual RFI pertaining to any of the issues was sent on 6/1/23. This was specifically for the janitor room tie in when it is actually located in the electrical room. They asked for us to get opinion from inspector. We replied he would not give an opinion. No reply since then to the RFI. We also have made them aware of the other line for the large gang bathroom that is shown on drawing but can not be located at the same time. We have run a camera in the lines twice and it does not exist per plans. Sent formal RFI on 6/12 even though we have discussed and went through options since 5/31 with Tim. This is holding up plumbing rough in, which then stops framing, rough in of MEP, etc. (asbestos is also a factor in the delay in this area). Could all plumbing rough going and be ready for pur back in two weeks. Now we are Three weeks as of today and every day adds to that.

Asbestos – First tested by owner so demo contractor would begin work. We were notified of areas to not touch that were positive for asbestos on 5/15 by way of email from Tim Cohen. We later found many more areas other than behind the initial mirrors and under the flooring in B3 area. And have sent information for have tested to all. This with plumbing has altered significantly by trying to stay on critical path as to not stop the real progress on the job site. However, once framing finished by Tuesday, June 21, 2023 our true critical path will become delayed. From conversations had with the abatement contractor and Wharton-Smith at best and approved and contract signed by Tuesday June 21, we are two and a half weeks from having abatement done and being able to crank back up with all critical path work. I will be fair in saying we can continue working on some items but they are not critical path at this time. They are done in conjunction with critical path items (framing right now) and without that we are being delayed.

3rd party inspector – officially requested information on 3rd party inspector on 5/18/23 to plan ahead for the upcoming work. We were to have compaction tests on footings in Belk per schedule in office on Wednesday 6/14/23. Now I have pushed rebar, and steel each day we are waiting is a day we are delayed for critical path for the footers and steel install.

Thank you,

Mike Love | Superintendent

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217
Cell: 980.939.5878



Date of Start Of Impact - 6/21/2023 See Email From Mike Love Concerning Delays

Date of Rowan County Board Meeting – 6/19-2023

Assume Date of Signing and Returning COR – 6/20/2023

Date of Release to Trifecta – 6/21/2023

Anticipated Start Date – 7 Days After Notification – 6/29/2023

Eight Days to Perform Work – Date of anticipated Completion – 7/14/2023

Total Delay – 23 Calendar Days

Trifecta is on Four (4) Day work week and COR was not priced with overtime.

Delays due to other issues in Mike Love's Email will be addressed in other pricing, if these delay us beyond 7/14/2023.

Ron Wagoner

From: Mike Craddock <mcraddock@trifectainc.com>
Sent: Wednesday, June 14, 2023 9:57 AM
To: Ron Wagoner
Subject: RE: Start Work

I would estimate 7 work days to have guys there.

8 days Total

From: Ron Wagoner <rwagoner@whartonsmith.com>
Sent: Wednesday, June 14, 2023 9:23 AM
To: Mike Craddock <mcraddock@trifectainc.com>
Cc: Mike Love <mlove@whartonsmith.com>; Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>; Matt Weekley <mweekley@whartonsmith.com>
Subject: Start Work

Mike,

If the County approves the abatement on Monday evening how long to get your crews here if we can get contract completed?

Ron Wagoner | Senior Project Manager

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120; Charlotte, NC 28217

Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

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Ron Wagoner

From: Mike Craddock <mcraddock@trifectainc.com>
Sent: Wednesday, June 14, 2023 3:28 PM
To: Ron Wagoner
Subject: RE: Start Work

Yes 3 additional days plus the 5 days

From: Ron Wagoner <rwagoner@whartonsmith.com>
Sent: Wednesday, June 14, 2023 1:41 PM
To: Mike Craddock <mcraddock@trifectainc.com>
Subject: RE: Start Work

Confirming this is for all areas now not just the initial area.

Ron Wagoner | Senior Project Manager
Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217
Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

From: Mike Craddock <mcraddock@trifectainc.com>
Sent: Wednesday, June 14, 2023 10:47 AM
To: Ron Wagoner <rwagoner@whartonsmith.com>
Subject: RE: Start Work

Please see revised proposal showing the add for the additional mastic. Will take an additional 3 days
Mike

From: Ron Wagoner <rwagoner@whartonsmith.com>
Sent: Wednesday, June 14, 2023 9:23 AM
To: Mike Craddock <mcraddock@trifectainc.com>
Cc: Mike Love <mlove@whartonsmith.com>; Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>; Matt Weekley <mweekley@whartonsmith.com>
Subject: Start Work

Mike,

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Ron Wagoner | Senior Project Manager
Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

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Ron Wagoner

From: Tim Cohen <TCohen@ADWArchitects.com>
Sent: Tuesday, June 13, 2023 3:52 PM
To: Ron Wagoner; Jonathan Koricke; Phillip Steele
Subject: RE: Asbestos found in new location
Attachments: IMG_6374.JPG; IMG_6367.JPG; IMG_6384.JPG

Looking at the photos I took Friday, I think there are 5 columns in the AG area that have mirrors on them, like in photo 6374.

The wall on column line 14 is in photo 6367. I think there are 4 mirrors on that wall.

Photo 6384 shows 4 gray panels in Belk. I think there were some more gray panels to the right, but I don't have a photo of them.

Thanks,

Tim Cohen, RA

Senior Associate

adwarchitects
environmentsforlife

Six Coliseum Centre
2815 Coliseum Centre
Suite 500
Charlotte, North Carolina 28217
704 906 5343 cell
704 379 1919 main
adwarchitects.com

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From: Ron Wagoner [mailto:rwagoner@whartonsmith.com]
Sent: Tuesday, June 13, 2023 1:59 PM
To: Tim Cohen <TCohen@ADWArchitects.com>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Phillip Steele <psteele@ADWArchitects.com>
Subject: FW: Asbestos found in new location

Do either of you know how much more was found? We do not have a location map.

Ron Wagoner | Senior Project Manager

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217
Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

From: Mike Craddock <mcraddock@trifectainc.com>
Sent: Tuesday, June 13, 2023 1:51 PM
To: Ron Wagoner <rwagoner@whartonsmith.com>
Cc: Mike Love <mlove@whartonsmith.com>; Mike Love <mlove@whartonsmith.com>; Gabriel A. Gonzalez

<gagonzalez@whartonsmith.com>

Subject: RE: Asbestos found in new location

The original survey listed 25 mirrors. How many additional mirrors does this add to the original count of 25?

From: Ron Wagoner <rwagoner@whartonsmith.com>

Sent: Monday, June 12, 2023 11:54 AM

To: Mike Craddock <mcraddock@trifectainc.com>

Cc: Mike Love <mlove@whartonsmith.com>; Mike Love <mlove@whartonsmith.com>; Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>

Subject: FW: Asbestos found in new location

More asbestos found and need to update pricing very quickly so I can get updated pricing to the Architect in preparation for Monday 6/19 Board Meeting and get this approved.

Ron Wagoner | Senior Project Manager

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217

Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

From: Phillip Steele <psteele@ADWArchitects.com>

Sent: Monday, June 12, 2023 11:47 AM

To: Scott Whelchel <swhelchel@whartonsmith.com>; Ron Wagoner <rwagoner@whartonsmith.com>

Cc: Mike Love <mlove@whartonsmith.com>; Tim Cohen <TCohen@ADWArchitects.com>; Jonathan Koricke <JKoricke@ADWArchitects.com>

Subject: FW: Asbestos found in new location

All,

Attached is the current findings of the black mastic etc behind the mirrors. Please add this work to the abatement COR so we can move this forward.

Thank you,

Phillip Steele

Managing Principal

adwarchitects
environmentsforlife.

six coliseum centre

2815 coliseum centre drive, suite 500

charlotte, nc 28217

704 379 1919 main

704 749 5561 direct

adwarchitects.com

From: Alex Mulles Sayre, CIEC <ASayre@ecslimited.com>

Sent: Friday, June 9, 2023 4:20 PM

To: Tim Cohen <TCohen@ADWArchitects.com>; Bringle, Don E <Don.Bringle@rowancountync.gov>

Cc: Mounts, Justan E <Justan.Mounts@rowancountync.gov>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Phillip Steele <psteele@ADWArchitects.com>

Subject: RE: Asbestos found in new location

Good afternoon Tim and Don,

Please find the attached laboratory data: It appears that puck mastic associated with gray panels in the **belk** and mirrors on walls and columns in **B-3** did contain asbestos. I made close observations on pucks on other mirrors in the Belk and B-3 space, and with the exception of sample 101-01,02 in B-3, they matched color, texture and pliability with the gray panel mastic and mirror mastic sampled most recently. This would be puck mastic on mirrors on the in-store mirror fascia, column panels, and on drywall. I would caution the demolition crew to take care around these materials, while they are non-friable, they should not be disturbed by non-asbestos workers.

In B-3, the black mastic (sample 101-01,-02) on gypsum wallboard did not contain ACM, it was a different shade and more sticky than pliable. I did not see mastic in other areas that looked like this.

Please let me know if you have any questions.

Alex

ALEX MULLES SAYRE, CIEC | Environmental Senior Project Manager
ECS SOUTHEAST, LLP | T 704.525.5152 D 704.378.9013 C 704.577.3256
ASayre@ecslimited.com | www.ecslimited.com

Confidential/proprietary message/attachments. Delete message/attachments if not intended recipient.

From: Tim Cohen <TCohen@ADWArchitects.com>

Sent: Friday, June 2, 2023 11:56 AM

To: Alex Mulles Sayre, CIEC <ASayre@ecslimited.com>

Cc: Bringle, Don E <Don.Bringle@rowancountync.gov>; Mounts, Justan E <Justan.Mounts@rowancountync.gov>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Phillip Steele <psteele@ADWArchitects.com>

Subject: [EXTERNAL] RE: Asbestos found in new location

This was not behind mirrors. It's behind some gray wall panels, but it looks like it may be the same black mastic.

For safety, I think it would be best if you would test this too.

FYI, Wharton-Smith will be hiring an abatement contractor to properly remove the contaminated materials. We'll need to know if these new areas should be included in their scope.

Thanks,

Tim Cohen, RA

Senior Associate

adwarchitects
environmentsforlife

Six Coliseum Centre
2815 Coliseum Centre
Suite 500
Charlotte, North Carolina 28217
704 906 5343 cell
704 379 1919 main
adwarchitects.com

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From: Alex Mulles Sayre, CIEC [<mailto:ASayre@ecslimited.com>]

Sent: Friday, June 2, 2023 11:35 AM

To: Tim Cohen <TCohen@ADWArchitects.com>

Cc: Bringle, Don E <Don.Bringle@rowancountync.gov>; Mounts, Justan E <Justan.Mounts@rowancountync.gov>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Phillip Steele <psteele@ADWArchitects.com>

Subject: Re: Asbestos found in new location

Tim,

In our report we recommended to assume all mirrors with black mastic pucks in the belks to contain asbestos. I could come back out to test, but from the photos and application, it appears to be the same material.

Let me know if you would still prefer confirmation sampling?

Alex

Alex Sayre
704-577-3256

ALEX MULLES SAYRE, CIEC | Environmental Senior Project Manager
ECS SOUTHEAST, LLP | T 704.525.5152 D 704.378.9013 C 704.577.3256
ASayre@ecslimited.com | www.ecslimited.com

Confidential/proprietary message/attachments. Delete message/attachments if not intended recipient.

From: Tim Cohen <TCohen@ADWArchitects.com>

Sent: Friday, June 2, 2023 11:07:16 AM

To: Alex Mulles Sayre, CIEC <ASayre@ecslimited.com>

Cc: Bringle, Don E <Don.Bringle@rowancountync.gov>; Mounts, Justan E <Justan.Mounts@rowancountync.gov>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Phillip Steele <psteele@ADWArchitects.com>

Subject: [EXTERNAL] FW: Asbestos found in new location

Alex, see Ron's email below and the attachments.

Can you tell from these photos if this is the same adhesive used for the mirrors? Or do you need to go back to the site to get samples for testing?

Thanks,

Tim Cohen, RA
Senior Associate

adwarchitects
environmentsforlife

Six Coliseum Centre
2815 Coliseum Centre
Suite 500
Charlotte, North Carolina 28217
704 906 5343 cell
704 379 1919 main
adwarchitects.com



Save resources. Please don't print this e-mail unless needed. Thank you.

NOTE: This email and any files transmitted with it are confidential and intended solely for the use of the individual or entity to which they are addressed. If you have received this email in error, please let me know by replying to me and immediately delete this email from your system. Also, please note that in these

From: Ron Wagoner [<mailto:rwagoner@whartonsmith.com>]

Sent: Friday, June 2, 2023 10:33 AM

To: Tim Cohen <TCohen@ADWArchitects.com>; Jonathan Koricke <JKoricke@ADWArchitects.com>; Bringle, Don E <Don.Bringle@rowancountync.gov>; Mounts, Justan E <Justan.Mounts@rowancountync.gov>

Cc: Scott Whelchel <swhelchel@whartonsmith.com>; Mike Love <mlove@whartonsmith.com>; Matt Weekley <mweekley@whartonsmith.com>; Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>

Subject: FW: Asbestos found in new location

Team,

Please review the attachment. There is potentially more asbestos onsite than what was contained in the 5-24 report. This was discovered during demolition of the Belk Shell area. I would suggest having these area tested. We are sending out an RFI on this as well and just giving you a heads up. Please let us know how to proceed.

Ron Wagoner | Senior Project Manager

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217

Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

From: Mike Love <mlove@whartonsmith.com>

Sent: Friday, June 2, 2023 9:47 AM

To: Ron Wagoner <rwagoner@whartonsmith.com>

Subject: FW: Asbestos found in new location

Thank you,

Mike Love | Superintendent

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217

Cell: 980.939.5878

From: Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>

Sent: Friday, June 2, 2023 9:11 AM

To: Matt Weekley <mweekley@whartonsmith.com>; Mike Love <mlove@whartonsmith.com>

Subject: Asbestos found in new location

Hey Matt,

See the attached drawing and pictures for new asbestos locations, let me know if I can help with something else.

Thanks!

Gabriel A. Gonzalez | Project Superintendent

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217

C. 1 (704) 499-0883

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Ron Wagoner

From: Mike Craddock <mcraddock@trifectainc.com>
Sent: Wednesday, June 14, 2023 9:57 AM
To: Ron Wagoner
Subject: RE: Start Work

I would estimate 7 work days to have guys there.

From: Ron Wagoner <rwagoner@whartonsmith.com>
Sent: Wednesday, June 14, 2023 9:23 AM
To: Mike Craddock <mcraddock@trifectainc.com>
Cc: Mike Love <mlove@whartonsmith.com>; Gabriel A. Gonzalez <gagonzalez@whartonsmith.com>; Matt Weekley <mweekley@whartonsmith.com>
Subject: Start Work

Mike,

If the County approves the abatement on Monday evening how long to get your crews here if we can get contract completed?

Ron Wagoner | Senior Project Manager

Wharton-Smith, Inc. | Construction Group of Choice | www.whartonsmith.com

5601 Seventy Seven Center Drive, Suite 120, Charlotte, NC 28217

Office: (704) 525-5695 ext 5331 | Cell: (704) 574-5822

CAUTION: This email originated from outside of the organization. Do not click links or open attachments unless you recognize the sender and know the content is safe!

County Commissioners
Rowan County, North Carolina

June 21, 2023

Ref: West End Plaza – Agricultural Center Renovations
General Conditions due to Asbestos Abatement Delay

Dear Commissioners,

At your June 19 meeting, a change order for asbestos abatement at West End Plaza was approved for not-to-exceed \$35,000. The General Contractor, Wharton-Smith submitted a revised change order that included additional General Conditions caused by the time delay to perform the abatement. Their revised change order did not arrive in time to get distributed and discussed in the June 19 meeting.

Attached please find Wharton-Smith's Change Order Request 001 revision 2. Page 11 explains the 28-day time extension that they are requesting for the project. Note that they have agreed to credit back any days not used if the abatement work is completed in less than 28 days.

Note also that COR 001 revision 2's \$77,506 total cost includes the actual abatement costs that you approved June 19. I assume that if this \$77,506 is approved, the previous \$35,000 should be revoked, unless it's easier to just approve the difference which is \$42,506.

If you have any question, feel free to call me at (704) 906-5343.

Sincerely,
Tim Cohen
Construction Contract Administrator
ADW Architects

Cc: Don Bringle, Aaron Church and Craig Powers – Rowan County
Bob Lauer, Phillip Steele and Jonathan Koricke – ADW Architects
Scott Whelchel, Matt Weekley and Ron Wagoner – Wharton-Smith



Rowan County Engineering Department
130 West Innes Street, Salisbury, NC 28144-4326

www.rowancountync.gov

Telephone 704-216-8178

Fax 704-216-8166

To: Rowan County Board of Commissioners
Aaron, Church, County Manager

From: Craig Powers, County Engineer

Re: Wharton-Smith – Additional Wall Demolition Change Order 003

Date: June 21, 2023

West End Plaza – Agricultural Center Renovations

During demolition a double wall was discovered but was priced as a single wall during the bid. Wharton Smith has provided a request to remove the second wall and dispose of it properly for \$1060.00.

Please see the attached recommendation from ADW Architects and proposal from Wharton Smith.

Recommendation: Board of Commissioners authorize County Manager to approve contract change order 03 for the West End Plaza Agricultural Center Renovation Project with Wharton-Smith for \$1060.00.



FIXED PRICE CHANGE PROPOSAL

06/14/2023

Aaron Church
ROWAN COUNTY
130 West Innes St
Salisbury, NC 28144

Re: Our Change Proposal 23-030-03 for **Additional Wall Removal On Mezzanine Not Shown On Drawings**

Project: Rowan County West End Plaza Ag Center

This Proposal is for the Change referenced above and more particularly defined by the Scope of Work comprised of this Proposal, its Attachments, and other Contract Documents incorporated by reference. Therefore, we propose to change the following:

There was an additional wall discovered during the demolition phase on the 2nd floor of the old Belk Area. This was requested to be removed as stated in ADW Field Report #4, dated June 9, 2023.

Price: \$ 1,060.00 *One Thousand Sixty Dollars and Zero Cents*

Time: The duration of the Work to achieve Substantial Completion will be **UNCHANGED**.

Clarification(s): - None.

Expiration: This Proposal shall remain open for 30 calendar day(s).

Attachment(s): Schedule Of Values

Please contact me at or via e-mail rwagoner@whartonsmith.com if you have any questions or require additional information.

Regards,

Wharton-Smith, Inc.

Ron Wagoner

Senior Project Manager

ACCEPTANCE OF PROPOSAL

The Scope of Work described above supersedes any and all prior communication about this Change.

Customer Signature: _____ Date: _____

ROWAN COUNTY



Wharton-Smith, Inc.

SCHEDULE OF VALUES

Project: 23-030 - Additional Wall Removal On Mezzanine Not Shown On Drawings

Date: 06/14/2023

Document: 23-030-03

Description of Work		Scheduled Value (\$)
1	Insurance & Bond	7.00
2	OH&P	53.00
3	Subcontract	1,000.00
Total (\$)		1,060.00



P.O. Box 11290
Charlotte, NC 28220
(980) 338-0555

Change Order

Date	CO #
6/1/23	1

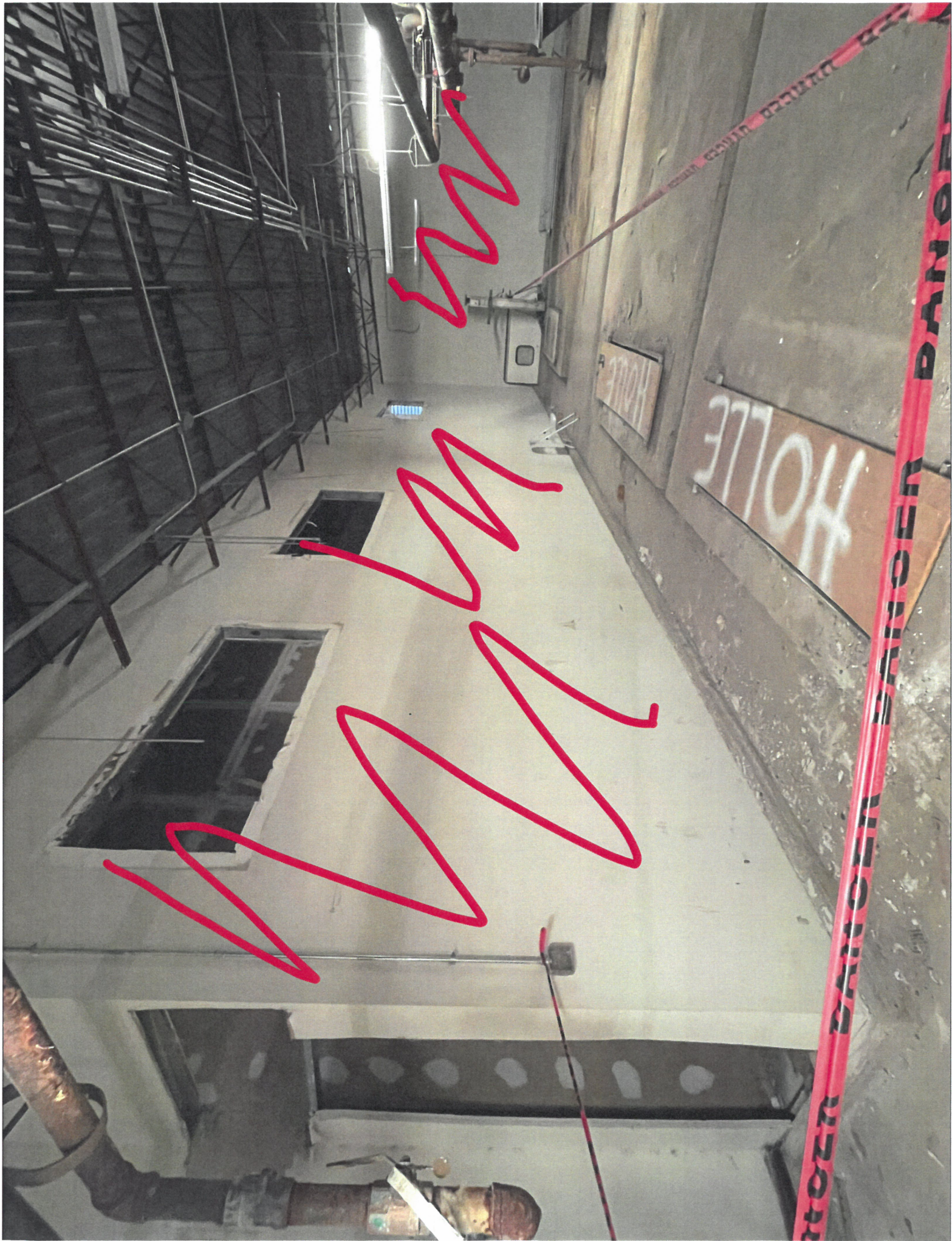
Attention:

Mike Love
Ron Wagoner
Wharton Smith Inc.

Rowan County West End Plaza

Terms	Job Number
Proposal	23024

Description	Amount	
Demolition of mezzanine chase wall (approx. 82 LF)	2 men	1 day \$800.00
Disposal of C&D associated with wall		\$75.00
Use of fork lift, fork lift operator, and hopper for disposal of C&D		\$75.00
Supervision		\$50.00
Total		\$1,000.00



County Commissioners
Rowan County, North Carolina

June 21, 2023

Ref: West End Plaza – Agricultural Center Renovations
Additional Wall Demolition

Dear Commissioners,

Up in the mezzanine mechanical room of old Belk building, there was a double wall discovered during demolition. The space between the two walls was used as an air plenum to bring outside air to the mechanical units. It appeared to be a single wall and was priced as a single wall during the Bid.

Attached please find Wharton-Smith's Change Order Request 003 for \$1060 to remove the second wall and dispose of it properly. There is no time extension associated with this change.

If you have any question, feel free to call me at (704) 906-5343.

Sincerely,
Tim Cohen
Construction Contract Administrator
ADW Architects

Cc: Don Bringle, Aaron Church and Craig Powers – Rowan County
Bob Lauer, Phillip Steele and Jonathan Koricke – ADW Architects
Scott Whelchel, Matt Weekley and Ron Wagoner – Wharton-Smith



Rowan County Engineering Department
130 West Innes Street, Salisbury, NC 28144-4326
www.rowancountync.gov
Telephone 704-216-8178
Fax 704-216-8166

To: Rowan County Board of Commissioners
Aaron, Church, County Manager

From: Craig Powers, County Engineer

Re: WEP – Agricultural Center Renovations Change Order Process

Date: June 21, 2023

Delays in approving change orders will cost Rowan County money as it can cause delays in the project. Our contractor Wharton Smith is asking to be compensated for delays under general conditions of the contract. Allowing the County Manager to approve change orders will speed up the process and keep the project on schedule.

Recommendation: Board of Commissioners authorize County Manager to approve change orders up to \$100,000 for the West End Plaza Agricultural Center Renovation Project with the following controls:

- Total amount of the change orders will not exceed the total amount of the contract approved by the Commissioners. This will be done by using contingency allowance and any savings during the project.
- Change Orders approved must be related to the critical path of the project. The critical path is the sequencing of work that must be done for the project to stay on schedule. If items can wait and is not related to the critical path, these items will be brought to the board for consideration.



NORTH CAROLINA

Be an original.®

Rowan County Engineering Department
130 West Innes Street, Salisbury, NC 28144-4326

www.rowancountync.gov

Telephone 704-216-8178

Fax 704-216-8166

To: Rowan County Board of Commissioners
Aaron, Church, County Manager

From: Craig Powers, County Engineer

Re: WEP – Agricultural Center Renovations Change Order Process

Date: June 21, 2023

Delays in approving change orders will cost Rowan County money as it can cause delays in the project. Our contractor Wharton Smith is asking to be compensated for delays under general conditions of the contract. Allowing the County Manager to approve change orders will speed up the process and keep the project on schedule.

Recommendation: Board of Commissioners authorize County Manager to approve change orders up to \$100,000 for the West End Plaza Agricultural Center Renovation Project with the following controls:

- Total amount of the change orders will not exceed the total amount of the project approved by the Commissioners. This will be done by using contingency allowance and any savings during the project.
- Change Orders approved must be related to the critical path of the project. The critical path is the sequencing of work that must be done for the project to stay on schedule. If items can wait and is not related to the critical path, these items will be brought to the board for consideration.

ROWAN COUNTY
A COUNTY COMMITTED TO EXCELLENCE



130 West Innes Street - Salisbury, NC 28144
TELEPHONE: 704-216-8180 * FAX: 704-216-8195

MEMO TO COMMISSIONERS:

FROM: Anna Bumgarner, Finance Director
DATE: 06/26/2023
SUBJECT: Clerical Correction of FY24 Budget Recommended Adjustments

On Monday, June 19, 2023, County Manager Church presented recommended adjustments to the Proposed FY2024 Budget. The recommendations presented had a clerical error in one of the numbers and needs a title correction for another position.

The Difference Column on the sheet is correct but the salary provided for the New P/T Position for Resource Conservation Easement Specialist was shown incorrectly in the FY2024 Revised Budget Column. It was listed as \$35,363 and should have been \$35,636.

The title approved was Detective Sergeant. The County already has established positions of Detective and Sergeant. This position was intended to be a Sergeant who supervises Detectives and who also performs detective duties. The position was approved at the correct grade of a Sergeant. This request is to change the title from Detective Sergeant to Sergeant effective 7/1/2023.

Attached corrected Recommended Adjustments to FY24 Budget.

Board of Commissioners to approve the correction of the P/T Position for Resource Conservation Easement Specialist as \$35,636 and change of Title from Detective Sergeant to Sergeant.

ATTACHMENTS:

Description	Upload Date	Type
Correction	6/22/2023	Cover Memo

MOTION: Approve the budget as presented with the following changes.

FY 2024 BUDGET

19-Jun-23

Recommended Adjustments to Budget

<u>REDUCE /</u> <u>INCREASE</u>	<u>ORG</u>	<u>OBJECT</u>	<u>ACCOUNT</u> <u>DESCRIPTION</u>	<u>FY 2024</u> <u>MANAGER'S</u> <u>BUDGET</u>	<u>FY 2024</u> <u>REVISED</u> <u>BUDGET</u>	<u>Difference</u>
Increase	1155090	591006	Rowan Rescue Squad	\$ 398,000	\$ 435,000	\$ (37,000)
Increase	1155310	534030	Technology Services	\$ 50,905	\$ 115,175	\$ (64,270)
Increase	1155310	532000	Professional Services	\$ -	\$ 97,470	\$ (97,470)
Increase	1154112	532017	Consulting Services	\$ 150,000	\$ 180,000	\$ (30,000)
Increase	Various	Various	New Position Detective Sergeant	\$ -	\$ 156,406	\$ (156,406)
Increase			Paid Military Leave from 136 hours to 172 hours			
Increase			Purchase 4 new vehicles for Health Department		\$ 114,000	\$ (114,000)
Increase	1156240	57400	Wood Leaf Park - C/A	\$ -	\$ 50,000	\$ (50,000)
Increase	Various	Various	New Position <i>Park Maintenance III</i>	\$ -	\$ 66,547	\$ (66,547)
Increase	Various	Various	New P/T Position <i>Resource Conservation Easement Specialist</i>		\$ 35,363 <i>35,636</i>	\$ (35,636)
Decrease	1154112	599000	Contingency	\$ 700,000	\$ 48,671	\$ 700,000
TOTAL						\$ 48,671

This includes creating the following new positions

1. Part-time Resource Conservation Easement Specialist
2. Full-time Parks Maintenance III
3. Full-time ~~Detective~~ Sergeant

ROWAN COUNTY
A COUNTY COMMITTED TO EXCELLENCE



130 West Innes Street - Salisbury, NC 28144
TELEPHONE: 704-216-8180 * FAX: 704-216-8195

MEMO TO COMMISSIONERS:

FROM: Sarah Pack, Clerk to the Board
DATE: 6/26/23
SUBJECT: Fireworks Permits

Please consider approving the attached fireworks permits for Bible Missionary Church and Nazareth Children's Home.

ATTACHMENTS:

Description	Upload Date	Type
Bible Missionary Church	6/22/2023	Cover Memo
Nazareth Children's Home	6/22/2023	Cover Memo

Hale Artificier, Inc.

Fireworks and Pyrotechnics

Bible Missionary Baptist Church

July 8, 2023

Materials List:

All low level multi shot devices and small aerial shells not to exceed

1.75" Diameter

1.4g Materials

48 - 1.75" Shells

4 - 25 shot Whistling Dixie

2 - 12 shot Super Stunt

2 - 25 shot Brocade Crown Red Glitter

2 - 36 shot Neon Blast

2 - 16 shot Super Kung Fu

2 - 25 shot Triple Threat

2 - 19 shot JW61 Assorted Peony

2 - 9 shot Premium Lemon

2 - 9 shot Premium Green

1.3g Materials

2 - 49 shot Fast Crackling Mines to Crackling

2 - 100 shot Thunder King w/R/W/B Tail

2 - 49 shot Purple Chrysanthemum w/Purple Tail

2 - Quick Spring Salute

2 - 1.5" X 50 shot Mix Box Flowers

1 - 100 shot Red Comet

1 - 210 shot Pink Comet

2 - 100 shot Colorful World

2 - 49 shot Assorted Peony, Dahlia, Crackling and Brocade

Due to availability, some materials may be substituted with items of similar size and value.



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06-19-2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER PROFESSIONAL PROGRAM INSURANCE BROKERAGE DIVISION OF SPG INSURANCE SOLUTIONS, LLC 1304 SOUTHPPOINT BLVD., #101 PETALUMA CA, 94954	CONTACT NAME: PHONE (A/C, No, Ext): 415-475-4300 E-MAIL ADDRESS: info@ppibcorp.com FAX (A/C, No): 415-475-4304 INSURER(S) AFFORDING COVERAGE INSURER A: Certain Underwriters at Lloyd's, London NAIC # AA-1128623
INSURED Hale Artificier, Inc PO Box 478 Lexington, NC 27293	INSURER B: INSURER C: INSURER D: INSURER E: INSURER F:

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

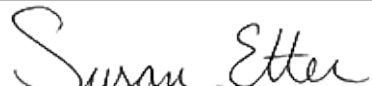
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☒ CLAIMS-MADE ☐ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC	X		PY/23-0039	04/28/2023	04/28/2024	EACH OCCURRENCE \$ 2,000,000 DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000 MED EXP (Any one person) \$ PERSONAL & ADV INJURY \$ GENERAL AGGREGATE \$ 2,000,000 PRODUCTS - COMP/OP AGG \$ \$
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ HIRED AUTOS ☐ SCHEDULED AUTOS ☐ NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$ BODILY INJURY (Per person) \$ BODILY INJURY (Per accident) \$ PROPERTY DAMAGE (Per accident) \$ \$
	UMBRELLA LIAB ☐ OCCUR EXCESS LIAB ☐ CLAIMS-MADE DED ☐ RETENTION \$						EACH OCCURRENCE \$ AGGREGATE \$ \$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) ☐ Y / N If yes, describe under DESCRIPTION OF OPERATIONS below						WC STATU-TORY LIMITS ☐ OTH-ER ☐ E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

Bible Missionary Baptist Church and Rowan County are Additional Insured as respects the 1.3G (Class B) displays 07/08/2023 located at Bible Missionary Baptist Church, Rockwell, NC. This policy provides a two-year extended reporting period from the date of the display. 30-day notice of cancellation applies.

CERTIFICATE HOLDER

CANCELLATION

Bible Missionary Baptist Church 11360 Old Concord Rd Rockwell NC 28138	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS. AUTHORIZED REPRESENTATIVE 
--	--

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Bible Missionary Church

Write a description for your map.

Legend



**Outdoor Pyrotechnics
Display**

**OPERATORS
LICENSE**

**J
U
N**



**2
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2
5**

**Michael Hiatt
License # 4001**

Federal Explosives License/Permit (18 U.S.C. Chapter 40)

Direct ATF	ATF - Chief, FELC
Correspondence To	244 Needy Road
	Martinsburg, WV 25405-9431

License/Permit
Number

1-NC-057-51-4J-00088

Chief, Federal Explosives Licensing Center (FELC)

Expiration
Date

September 1, 2024

Name _____

HALE ARTIFICIER INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

**345 DAISY COURT
LEXINGTON, NC 27292-**

Type of License or Permit

51-IMPORTER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transfer of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

HALE ARTIFICIER INC
545 NEW BOWERS RD
LEXINGTON, NC 27292-

Licensee/Permittee Responsible Person Signature

Position Title

JEFF HALE

4242

Printed Name _____

Date _____

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF ATF - Chief, FELC
Correspondence To 244 Needy Road
 Martinsburg, WV 25405-9431

License/Permit
Number

1-NC-057-20-4L-00921

Chief, Federal Explosives Licensing Center (FELC)

Mama Howard

Expiration
Date

November 1, 2024

Name

HALE ARTIFICIER, INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

**3185 EAST US HWY 64
LEXINGTON, NC 27292-**

Type of License or Permit

20-MANUFACTURER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

**HALE ARTIFICIER, INC
545 NEW BOWERS ROAD
LEXINGTON, NC 27292-**

Jeff Hove
Licensee/Permittee Responsible Person Signature

President
Position/Title

JEFF HOVE
Printed Name

11/10/21
Date

HALE ARTIFICIER, INC.

Safety Procedures for Fireworks Displays

NFPA 1123 Codes are to be followed at all times.

1. Firing Procedure:

- A. Operators are to use the Pre-display checklist provided in the display paperwork. AT NO TIME are the materials to be left unattended.
- B. Upon arrival at the site, check site conditions for any hazards that may impede the safety of the display operation.
- C. Insure the site meets all distance requirements.
- D. Confirm that there is adequate ingress and egress for emergency vehicles.
- E. Inspect all racks and equipment as it is coming off the truck. Any equipment that is damaged, or broken is not to be used in the display.
- F. All mortar racks are to be set up and installed prior to any loading of live materials.
- G. Inspect all shells and fireworks devices such as cakes, candles, and ground effects prior to loading, or placing in the firing area. Any materials found to be damaged, or not in proper condition are not to be used in the display.
- H. All materials fuses are to be situated and secured for easy access and removal of safety caps just prior to firing.
- I. (Electric firing) Any e-matching of materials will take place at least 50 feet from the truck holding the fireworks, and at least 100 feet from any public access. Limit the amount of materials in this area to just ONE box at a time.
- J. (Electric firing) Once all materials are set up, no personnel are allowed within the firing area during the continuity testing. If there is a need to check contact points, or adjust materials, the firing control panel must be disabled completely before an operator enters the firing area.
- K. (Manual Firing) Operators will use fusees (flares) for ignition of shell leaders.
- L. Previously installed multiple ignition points are to be placed along Finale racks, or any chain fused sections of the display.

545 NEW BOWERS ROAD, LEXINGTON, NC 27292

WWW.HALEARTFIREWORKS.COM

HALE ARTIFICIER, INC.

2. Termination and Emergency Procedures

- A. If, at any time before, or during the discharge of a Display, there arises a condition that adversely affects the firing or completion of the Display, the operator will IMMEDIATELY halt the display, until such a time that the condition can either be corrected, or deleted from the program.
1. The AHJ will also have the authority to halt the display, should any such condition arise.
 2. Communication between the Operator and the AHJ will be necessary to provide for the continuation of the display.
- B. If there is a weather related concern, the display is to be halted, or postponed, until better conditions prevail. If there is no alternative, or if conditions remain at an unsafe level, then the Operator is to cancel the display, and the Rain Date option will be considered.
1. All mortar racks are to be covered with tarps, plastic or other suitable materials to prevent materials from getting wet. Cakes, and other ground effects can be placed in plastic bags.
 2. Any materials that do become wet shall not be used, and are to be placed into regulation cartons and returned to Hale Artificier, Inc.
- C. If, during the display, an errant shell or malfunction of equipment causes materials to be sent towards or into the spectator area, or out of the intended fallout area, the operator will IMMEDIATELY halt the display.
1. The safety of the spectators is the primary concern, and the operator is to insure that any errant shell trajectories or malfunctions are dealt with as soon as it is safe to do so. Repositioning of the racks, or dropping that part of the display will be done before resuming any firing.
 2. A situation of this nature could cause the rest of the display to be postponed, or cancelled with the communication and cooperation of the AHJ.
 3. Identification of the errant materials and/or equipment is to be documented in the Operators display report.
 4. If there is ANY injury of any nature, to a spectator, or any other person, the display is to be halted, and the assistance of the local EMS, Fire Department, and/or other fire and life safety personnel on duty at the time is to be utilized.

HALE ARTIFICIER, INC.

D. Ingress and Egress routes are to to be maintained at all times, and are to remain clear for emergency vehicles and personnel.

1. Should there be any reason to need such access, the Operator shall halt all firing, and suspend the display.
2. The Operator and other display personnel may assist such emergency personnel to control and contain any condition to insure the safety and security of the site.

3. Post Display

A. Once the display has been completed, the Operator will make the determination to break down the display equipment when he/she finds all conditions safe to do so.

1. The operator and assistants should allow at least 15 minutes for a “cool-down” period, once the display is completed.

- a. Beginning with the mortars that were fired first, make sure that all shells and materials were discharged.
- b. Once all racks and equipment have been cleared, the Operator will approve the break down of the display.

2. Misfired Materials

- a. Identify any and all misfired materials.
- b. Insure that there are no ignition hazards present before handling. All sparks are to be extinguished. E-matches should be disconnected and shunted, and then may be carefully removed.
- c. Carefully remove materials from the discharge area.
- d. Place materials into a regulation carton, and transport back to Hale Artificier, Inc.
- e. Record misfires in the Operator’s display report.

3. Dud Shells

- a. Identify any and all dud shells and their location.
- b. No unauthorized personnel are to be allowed in those areas.
- c. Insure that there are no ignition hazards before handling. If necessary, spray with water to extinguish any sparks or flame.

HALE ARTIFICIER, INC.

- d. Carefully remove dud shells, place into a regulation carton and transport back to Hale Artificier, Inc.
 - e. Record duds in the Operator's display report.
- B. The operator will assist the AHJ in conducting the post-display inspection, and sign off on any documentation the AHJ may require.
- C. Once that inspection is completed, the operator may clear the on-duty Fire Department personnel.
- D. The entire discharge area and fallout zones are to be inspected to insure that there are no duds, misfires, or any other materials left on the display site. If necessary, a site check is to be made early the following morning.
- E. Clean up includes removal of all equipment, paper debris, and any other items that remain as a result of the display.

Hale Artificier, Inc.
Fireworks and Pyrotechnics

Nazareth Children's Home

July 3, 2023

Materials to be Presented

Opening Barrage:

10 - 3" Assorted Finale Color Finale Shells w/Tails

10 - 3" Finale Titanium Salute Shells w/Tails

Main Program:

144 - 3" Assorted Aerial Shells w/Tail

72 - 4" Assorted Aerial Shells w/Tail

1 - 10 X 8s Fan Shaped Variegated Falling Leaves

1 - 600s Gold Willow to Green Flashing

1 - 100s Color Dahlia

1 - 100s Assorted Peony w/Brocade Tail

1 - 2" 50s Peanut Brocade Crown

Grand Finale:

60 - 3" Assorted Finale Color Shells w/Tails

20 - 3" Finale Titanium Salute Shells w/Tails

42 - 4" Assorted Finale Color Shells w/Tails



CERTIFICATE OF LIABILITY INSURANCE

DATE (MM/DD/YYYY)
06-19-2023

THIS CERTIFICATE IS ISSUED AS A MATTER OF INFORMATION ONLY AND CONFERS NO RIGHTS UPON THE CERTIFICATE HOLDER. THIS CERTIFICATE DOES NOT AFFIRMATIVELY OR NEGATIVELY AMEND, EXTEND OR ALTER THE COVERAGE AFFORDED BY THE POLICIES BELOW. THIS CERTIFICATE OF INSURANCE DOES NOT CONSTITUTE A CONTRACT BETWEEN THE ISSUING INSURER(S), AUTHORIZED REPRESENTATIVE OR PRODUCER, AND THE CERTIFICATE HOLDER.

IMPORTANT: If the certificate holder is an ADDITIONAL INSURED, the policy(ies) must be endorsed. If SUBROGATION IS WAIVED, subject to the terms and conditions of the policy, certain policies may require an endorsement. A statement on this certificate does not confer rights to the certificate holder in lieu of such endorsement(s).

PRODUCER PROFESSIONAL PROGRAM INSURANCE BROKERAGE DIVISION OF SPG INSURANCE SOLUTIONS, LLC 1304 SOUTHPPOINT BLVD., #101 PETALUMA CA, 94954		CONTACT NAME: PHONE (A/C, No, Ext): 415-475-4300 FAX (A/C, No): 415-475-4304 E-MAIL ADDRESS: info@ppibcorp.com	
		INSURER(S) AFFORDING COVERAGE	
		INSURER A: Certain Underwriters at Lloyd's, London	
		NAIC # AA-1128623	
INSURED Hale Artificier, Inc PO Box 478 Lexington, NC 27293		INSURER B:	
		INSURER C:	
		INSURER D:	
		INSURER E:	
		INSURER F:	

COVERAGES

CERTIFICATE NUMBER:

REVISION NUMBER:

THIS IS TO CERTIFY THAT THE POLICIES OF INSURANCE LISTED BELOW HAVE BEEN ISSUED TO THE INSURED NAMED ABOVE FOR THE POLICY PERIOD INDICATED. NOTWITHSTANDING ANY REQUIREMENT, TERM OR CONDITION OF ANY CONTRACT OR OTHER DOCUMENT WITH RESPECT TO WHICH THIS CERTIFICATE MAY BE ISSUED OR MAY PERTAIN, THE INSURANCE AFFORDED BY THE POLICIES DESCRIBED HEREIN IS SUBJECT TO ALL THE TERMS, EXCLUSIONS AND CONDITIONS OF SUCH POLICIES. LIMITS SHOWN MAY HAVE BEEN REDUCED BY PAID CLAIMS.

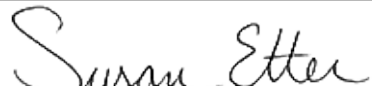
INSR LTR	TYPE OF INSURANCE	ADDL INSR	SUBR WVD	POLICY NUMBER	POLICY EFF (MM/DD/YYYY)	POLICY EXP (MM/DD/YYYY)	LIMITS
A	GENERAL LIABILITY ☒ COMMERCIAL GENERAL LIABILITY ☒ CLAIMS-MADE ☐ OCCUR GEN'L AGGREGATE LIMIT APPLIES PER: ☒ POLICY ☐ PRO-JECT ☐ LOC	X		PY/23-0039	04/28/2023	04/28/2024	EACH OCCURRENCE \$ 2,000,000
	DAMAGE TO RENTED PREMISES (Ea occurrence) \$ 50,000						
	MED EXP (Any one person) \$						
	PERSONAL & ADV INJURY \$						
	GENERAL AGGREGATE \$ 2,000,000						
							PRODUCTS - COMP/OP AGG \$
							\$
	AUTOMOBILE LIABILITY ☐ ANY AUTO ☐ ALL OWNED AUTOS ☐ HIRED AUTOS ☐ SCHEDULED AUTOS ☐ NON-OWNED AUTOS						COMBINED SINGLE LIMIT (Ea accident) \$
							BODILY INJURY (Per person) \$
							BODILY INJURY (Per accident) \$
							PROPERTY DAMAGE (Per accident) \$
							\$
	UMBRELLA LIAB ☐ EXCESS LIAB ☐ DED ☐ RETENTION \$						EACH OCCURRENCE \$
							AGGREGATE \$
							\$
	WORKERS COMPENSATION AND EMPLOYERS' LIABILITY ANY PROPRIETOR/PARTNER/EXECUTIVE OFFICER/MEMBER EXCLUDED? (Mandatory in NH) If yes, describe under DESCRIPTION OF OPERATIONS below						WC STATUTORY LIMITS E.L. EACH ACCIDENT \$ E.L. DISEASE - EA EMPLOYEE \$ E.L. DISEASE - POLICY LIMIT \$

DESCRIPTION OF OPERATIONS / LOCATIONS / VEHICLES (Attach ACORD 101, Additional Remarks Schedule, if more space is required)

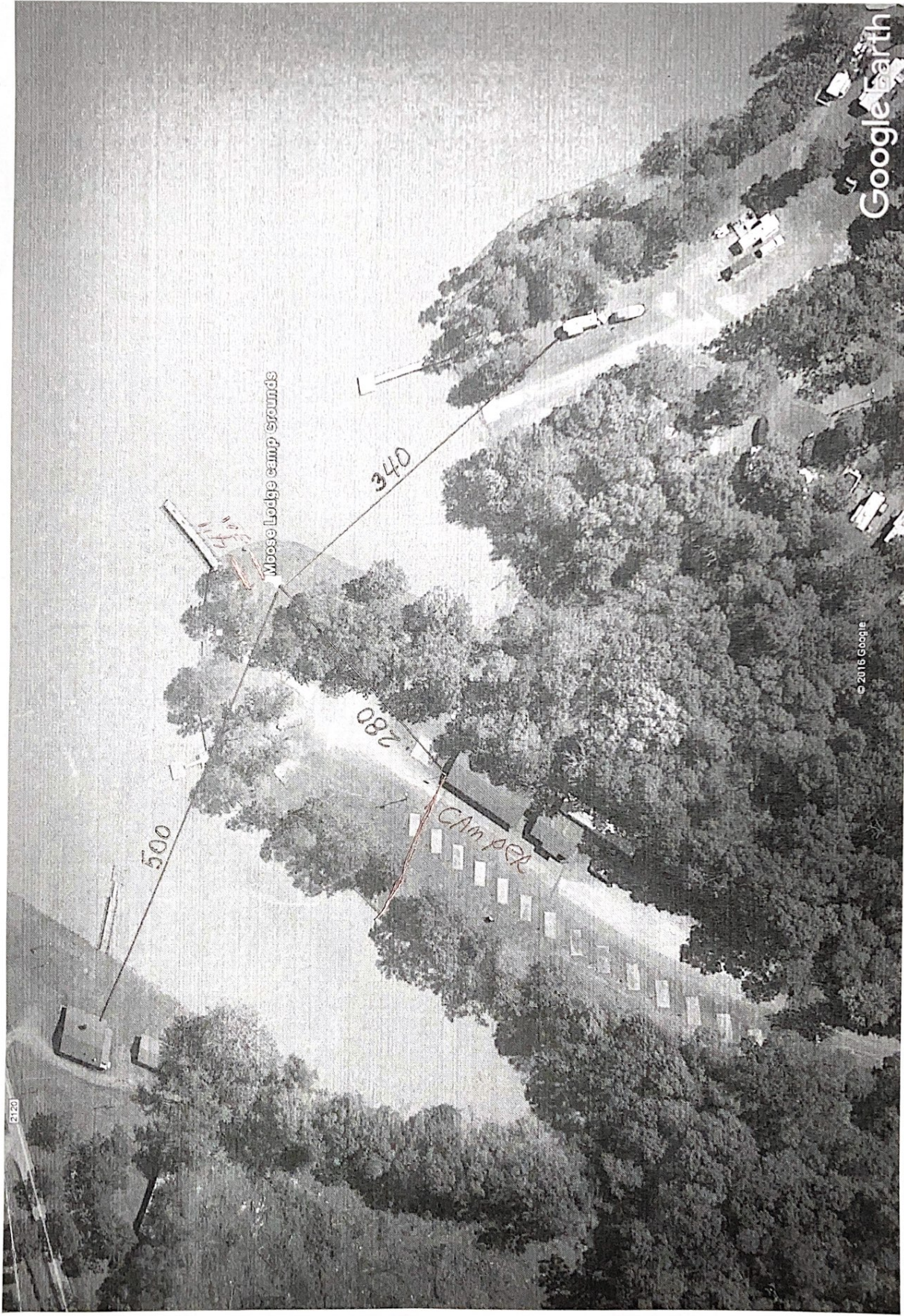
Nazareth Children's Home; Moose International; Spencer Moose Lodge; Moose Heart; Moose Lodge Campgrounds; Rowan County; and Millers Fire Department (for permits only) are Additional Insured as respects the 1.3G (Class B) Fireworks display on 07/03/2023 located at Moose Lodge Campground, Rockwell, NC. This policy provides a two-year extended reporting period from the date of the display. 30-day notice of cancellation applies.

CERTIFICATE HOLDER

CANCELLATION

Nazareth Children's Home 725 Crescent Road Rockwell NC 28138	SHOULD ANY OF THE ABOVE DESCRIBED POLICIES BE CANCELLED BEFORE THE EXPIRATION DATE THEREOF, NOTICE WILL BE DELIVERED IN ACCORDANCE WITH THE POLICY PROVISIONS.
	AUTHORIZED REPRESENTATIVE 

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feet
meters

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100

Google Earth

**Outdoor Pyrotechnics
Display**

**OPERATORS
LICENSE**

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**2
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**Michael Hiatt
License # 4001**

Federal Explosives License/Permit (18 U.S.C. Chapter 40)

Direct ATF	ATF - Chief, FELC
Correspondence To	244 Needy Road Martinsburg, WV 25405-9431

License/Permit
Number

1-NC-057-51-4J-00088

Chief, Federal Explosives Licensing Center (FELC)

Expiration
Date

September 1, 2024

Name _____

HALE ARTIFICIER INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

**345 DAISY COURT
LEXINGTON, NC 27292-**

Type of License or Permit

51-IMPORTER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transfer of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

HALE ARTIFICIER INC
545 NEW BOWERS RD
LEXINGTON, NC 27292-

Licensee/Permittee Responsible Person Signature

Position Title

JEFF HALE

4242

Printed Name _____

Date _____

In accordance with the provisions of Title XI, Organized Crime Control Act of 1970, and the regulations issued thereunder (27 CFR Part 555), you may engage in the activity specified in this license or permit within the limitations of Chapter 40, Title 18, United States Code and the regulations issued thereunder, until the expiration date shown. **THIS LICENSE IS NOT TRANSFERABLE UNDER 27 CFR 555.53.** See "WARNINGS" and "NOTICES" on reverse.

Direct ATF Correspondence To	ATF - Chief, FELC 244 Needy Road Martinsburg, WV 25405-9431	License/Permit Number	1-NC-057-20-4L-00921
Chief, Federal Explosives Licensing Center (FELC) <i>Mama Howard</i>		Expiration Date	November 1, 2024

Name
HALE ARTIFICIER, INC

Premises Address (Changes? Notify the FELC at least 10 days before the move.)

**3185 EAST US HWY 64
LEXINGTON, NC 27292-**

Type of License or Permit

20-MANUFACTURER OF EXPLOSIVES

Purchasing Certification Statement

The licensee or permittee named above shall use a copy of this license or permit to assist a transferor of explosives to verify the identity and the licensed status of the licensee or permittee as provided by 27 CFR Part 555. The signature on each copy must be an original signature. A faxed, scanned or e-mailed copy of the license or permit with a signature intended to be an original signature is acceptable. The signature must be that of the Federal Explosives Licensee (FEL) or a responsible person of the FEL. I certify that this is a true copy of a license or permit issued to the licensee or permittee named above to engage in the business or operations specified above under "Type of License or Permit."

Mailing Address (Changes? Notify the FELC of any changes.)

**HALE ARTIFICIER, INC
545 NEW BOWERS ROAD
LEXINGTON, NC 27292-**

Jeff Hove
Licensee/Permittee Responsible Person Signature

President
Position/Title

JEFF HOVE
Printed Name

11/10/21
Date

HALE ARTIFICIER, INC.

Safety Procedures for Fireworks Displays

NFPA 1123 Codes are to be followed at all times.

1. Firing Procedure:

- A. Operators are to use the Pre-display checklist provided in the display paperwork. AT NO TIME are the materials to be left unattended.
- B. Upon arrival at the site, check site conditions for any hazards that may impede the safety of the display operation.
- C. Insure the site meets all distance requirements.
- D. Confirm that there is adequate ingress and egress for emergency vehicles.
- E. Inspect all racks and equipment as it is coming off the truck. Any equipment that is damaged, or broken is not to be used in the display.
- F. All mortar racks are to be set up and installed prior to any loading of live materials.
- G. Inspect all shells and fireworks devices such as cakes, candles, and ground effects prior to loading, or placing in the firing area. Any materials found to be damaged, or not in proper condition are not to be used in the display.
- H. All materials fuses are to be situated and secured for easy access and removal of safety caps just prior to firing.
- I. (Electric firing) Any e-matching of materials will take place at least 50 feet from the truck holding the fireworks, and at least 100 feet from any public access. Limit the amount of materials in this area to just ONE box at a time.
- J. (Electric firing) Once all materials are set up, no personnel are allowed within the firing area during the continuity testing. If there is a need to check contact points, or adjust materials, the firing control panel must be disabled completely before an operator enters the firing area.
- K. (Manual Firing) Operators will use fusees (flares) for ignition of shell leaders.
- L. Previously installed multiple ignition points are to be placed along Finale racks, or any chain fused sections of the display.

545 NEW BOWERS ROAD, LEXINGTON, NC 27292

WWW.HALEARTFIREWORKS.COM

HALE ARTIFICIER, INC.

2. Termination and Emergency Procedures

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HALE ARTIFICIER, INC.

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A. Once the display has been completed, the Operator will make the determination to break down the display equipment when he/she finds all conditions safe to do so.

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- e. Record misfires in the Operator’s display report.

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HALE ARTIFICIER, INC.

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