

NOTICE TO BIDDERS
WASTEWATER TREATMENT FACILITY IMPROVEMENTS
NEW SHARON, IOWA
2018

Notice is hereby given that THE City Council of the City of New Sharon, Iowa, will meet at the Council Chambers, 101 S. Main Street, New Sharon, Iowa, on the **6th day of June, 2018 6:00 P.M.** at which time and place, a hearing will be held on the proposed specifications, form of contract, and estimate of cost for the construction of the **Wastewater Treatment Facility Improvements – New Sharon, Iowa – 2018.** At said hearing, the City Council will receive and consider any objections made by an interested party, to the plans and specifications, proposed form of contract, and the estimate of cost for the project. At the said time and place, or at such later time and place as may then be fixed, the City Council will also consider bids for said improvements.

Notice is also hereby given that the City Council of the City of New Sharon, Iowa will receive bids for said improvements. Said **bids will be received by the City Council at the Office of the City Clerk, 101 S. Main Street, New Sharon, Iowa, before 11:00 AM, May 31, 2018,** at which time and place bids will be opened and read aloud by the Project Engineer; the clock in the Office of the City Clerk will be used to determine when bids will no longer be accepted. Said bids will be considered by the City Council at the hearing held at the Council Chambers, 101 S. Main Street, New Sharon, Iowa at 6:00 PM on June 6, 2018, or at such later time and place as may then be fixed.

The extent of the work involved consists generally of the following:

Mobilization – LS; Sludge Removal and Disposal – LS; Granular Surfacing – 200 TONS; Seeding, Fertilizing and Mulching – LS; Rip-Rap, Class D – 15 TONS; Blower Building – LS; Electrical System – LS; Splitter Structures – Primary – 1 EA; Splitter Structures – Secondary – 1 EA; Level Control Structures – Primary – 1 EA; Level Control Structures – Secondary – 1 EA; Excavation, Class 10 – 11,185 CY; Process System Piping – LS; Plug Valves – 8” – 8 EA; Plug Valves – 12” – 9 EA; Aeration Piping & Appurtenances – LS; Granular Backfill Material – 11,200 TONS; Insulating Wood Chips – 750 CY; Geotextile Fabric – 59,800 SF; HDPE Liner – 38,000 SF; Wood Wall Framing and Sheathing – 1,640 LF; and Submerged Attached Growth Reactor – LS.

The City Council hereby reserves the right to reject any or all bids, to waive informalities or irregularities and to enter into such contracts as it may deem to be in the best interest of the City. All bids must be filed with the City before the time herein set for receiving bids. All bids shall be made on forms furnished by the City and must be enclosed in a separate sealed envelope and plainly identified. Each bid shall be accompanied by a bid bond, certified check, credit union share draft or cashier's check in an amount equal to ten percent (10%) of the total amount of the bid. If bid bond is submitted, it must be on the form provided with the Contract Documents. The certified check or cashier's check shall be drawn on a bank in Iowa or a bank chartered under the laws of the United States of America or the certified credit union share draft shall be drawn on a credit union in Iowa or chartered under the laws of the United States of America and payable to the Treasurer of the City as security that if awarded a contract, the Bidder will enter

into a contract at the prices bid and furnish the required Performance and Payment Bonds and Certificate of Insurance.

The certified check, credit union share draft or cashier's check may be cashed, or the Bid Bond forfeited, and the proceeds retained as liquidated damages if the Bidder fails to execute a contract or file acceptable Performance or Payment Bonds or provide an acceptable Certificate of Insurance within fifteen (15) days after the acceptance of Bidder's proposal by resolution of the City Council. No Bidder may withdraw a proposal within thirty (60) days after the date set for opening bids.

Building materials, supplies, and equipment incorporated into said improvement are exempt from Iowa Department of Revenue and Finance sales tax and any applicable local option sales tax and school infrastructure local option sales tax pursuant to Iowa Code Sections: 423.3(37), 423.3(38), 423.45(4), and Iowa Administrative Code 701 – 17.33. Bidder shall not include payment of Iowa sales tax in Bid; Bidder shall include all other applicable fees and taxes in Bid. Owner will provide Purchasing Agent Authorization Letter and Designated Exempt Entity Iowa Construction Sales Tax Exemption Certificate to Contractor for use by Contractor and Subcontractors. Contractor shall coordinate sales tax exempt purchases with subcontractors and material and equipment suppliers. Contractor shall maintain records identifying the materials purchased sales tax exempt and maintain records verifying the use of said materials on said improvement by Contractor and Subcontractors.

In accordance with Iowa statutes, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country, including but not limited to any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference allowed shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

Payment of the cost of said project will be made from funds from a Department of Natural Resources State Revolving Loan Fund, or from such funds as may be lawfully used for said purpose. A combination of the above methods may be used at the discretion of the City Council. Labor Standard Provisions are applicable; Contractors will be required to comply with Presidential Executive Order No. 11246. "American Iron and Steel" (AIS) requirements are applicable; Contractor is to use iron and steel products that are produced in the United States and is to provide Owner with required certifications that materials incorporated into the Work are in full compliance with the AIS requirements as mandated by the EPA's State Revolving Fund Programs.

Except as provided in Chapter 26 of the Code of Iowa, payment to the contractor will be made in monthly estimates and one final payment. Monthly estimates will be equivalent to ninety-five percent (95%) of the contract value of the work completed during the preceding calendar month, including suitably stored materials. Such payments will in no way be construed as an act of acceptance for any part of work, partially or totally.

Except as provided in Chapter 26 of the Code of Iowa, final payment to Contractor will be made no earlier than thirty (30) days from and after final acceptance of the work by the City.

The work shall commence on or before the date specified in a written "Notice to Proceed" and shall be fully completed, ready for operation, and ready for Final Acceptance within 180 consecutive calendar days.

Liquidated damages in the amount listed as follows will be assessed for each day that the work shall remain uncompleted after the end of the contract period, with due allowance for extension of contract period due to conditions beyond the control of the Contractor: \$900/per day

Electronic project documents are available at no cost at www.gardenassociates.net by clicking the "Bid Documents" link and choosing the "WASTEWATER TREATMENT FACILITY IMPROVEMENTS – NEW SHARON, IA" project on the left side of the page. Project information, Engineer's cost opinion, and plan holder information is also available at this website. Plan downloads require the user to register for a free membership at QuestCDN.com. Download delivery fee is \$0.00, or Bid forms, plans and specifications may be obtained from the Office of the Engineer, Garden & Associates upon deposit of **\$100.00** (\$100.00 refundable upon return in good condition within fourteen (14) days after award of project). Copies of said specifications are also on file at the Office of the City Clerk, 101 S. Main Street, New Sharon, Iowa.

Each successful Bidder will be required to furnish Performance and Payment Bonds acceptable to the City on forms provided in the specifications in amount equal to one hundred percent (100%) of the contract price.

Any bidder or equipment supplier whose firm or affiliate is listed in the US General Services Administration List of Parties Excluded from Federal Procurement and Non-procurement Programs will be prohibited from the bidding process. Anyone submitting a bid who is listed in this publication will be determined to be a non-responsive bidder in accordance with 40 CFR Part 31. A contractor's Suspension/Debarment Certification is required; however, this certification should not preclude any interested party from ascertaining whether the certifying person is actually on the "List of Parties Excluded from Federal Procurement and Nonprocurement Programs."

By virtue of statutory authority, preference will be given to products and provisions grown and coal produced within the State of Iowa and to Iowa domestic labor to the extent lawfully required under Iowa statutes, providing that the award of contract will be made without regard to state or local law whereby preference is given on factors other than the amount of the bid.

Award of contract will be made to the lowest responsible bidder submitting the lowest acceptable bid. The Council hereby reserves the right to reject any and all bids, to waive informalities and irregularities and to enter into such contract as it may deem to be in the best interest of the City. One contract will be awarded for this project.

Dustin Hite, Mayor

City of New Sharon, Iowa

ATTEST: Lisa Munn, City Clerk