

(Form of Notice to Bidders)

**SECTION 00 11 13**

**NOTICE TO BIDDERS AND NOTICE OF PUBLIC HEARING**

Sealed Bid Proposals will be received by the City of Walnut, Iowa (the "Owner"), at the office of the City Clerk, located at 229 Antique City Drive, Walnut, Iowa 51577 until 2:00 p.m., on the 6<sup>th</sup> day of July 2017, for the construction of "**Water System Improvements 2016, New Well and Raw Water Main**". The Work shall be as described in the Specifications and on the Drawings for said improvements now on file at the Owner's office located at 229 Antique City Drive, Walnut, Iowa 51577. After receipt of the Bid Proposals, they will be opened, read, and tabulated by Owner and their Engineers.

On the 13<sup>th</sup> day of July, 2017, at 6:00 p.m., in the City Council Chambers, Owner shall consider the construction bids received and either award a contract, reject all bids, or adjourn action thereon to a subsequent meeting of the City Council.

Owner will hold a Public Hearing on the proposed Drawings, Specifications, form of Contract and estimate of cost for the construction of said improvements hereinafter described in accordance with the provisions of Chapter 26.12, Code of Iowa, at 6:00 p.m., on the 13<sup>th</sup> day of July 2017, in the City Council Chambers located at 229 Antique City Drive, Walnut, Iowa, 51577. At the hearing, Owner will receive and consider any objections made by any interested party, to the Drawings and Specifications, proposed form of Contract, and the estimate of cost for the project.

The Work involved includes:

1. Construction of a new 230 GPM well in the Jordan Aquifer, Well No. 3.
3. Process piping, site work, and site piping for new Well No. 3.
4. Construction of approximately 250 LF of 4" DIP Raw Water Main and associated appurtenances.
5. Well abandonment and plugging of existing Well No. 1.
6. All other work shown on the Drawings and called for in the Specifications.

The project is located south of Pearl Street and west of Antique City Drive in Walnut, IA. The approximate address is 411 Pearl Street.

All Work is to be in strict compliance with the Drawings and Specifications prepared by McClure Engineering Company, P.C., of Sioux City, Iowa, which, together with the proposed form of contract and estimate of cost have heretofore been approved by the Owner. By reference, they are made a part hereof as though fully set out and incorporated herein.

All bids must be filed with the Office of City Clerk of the Owner on or before the time herein set. All bids shall be made on forms furnished by the Owner, and must be enclosed in a separate sealed envelope and plainly identified. All Bidders must submit and sign the Bid Proposal Form in the Specifications (Section 00 41 00). All attachments included in Section 00 41 00 – Bid Proposal Form, shall be signed and submitted with the Bid Package.

Each bid shall be accompanied by a Bid Bond, Certified Check, Cashier's Check or a Certified Share Draft in a separate sealed envelope in an amount equal to ten (10) percent of the total amount bid. If Bid Bond is submitted, it must be on the form provided with the Contract Documents. The Certified Check, Cashier's Check or Certified Share Draft shall be drawn on a state-chartered or federally-chartered bank. A Certified Share Draft shall be drawn on a state-chartered or federally-chartered credit union. Certified Checks, Cashiers Checks or

Certified Share Drafts shall be made payable to the City of Walnut, 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, Cashier's Check or Certified Share Draft 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 and Payment Bonds or provide an acceptable Certificate of Insurance within ten (10) days after the acceptance of his proposal by resolution of the Owner. No bidder may withdraw a proposal within ninety (90) days after the date set for opening bids. The checks of the unsuccessful bidders will be promptly returned to them after award of the Contract.

The method of construction of all improvements shall be by contract in accordance with the Drawings and Specifications and general stipulations for said improvements approved by the Owner. Payment for the cost of such improvements will be made in cash to be derived from such fund or funds as are legally available for such purpose.

Payment to Contractor will be made in monthly estimates and one final payment. Monthly estimates will be equivalent to ninety-five (95) percent of the Contract value of the Work completed during the preceding calendar month. Estimates will be prepared on the first day of each month by the Contractor. Subject to the approval of the Engineer, who will certify each approved estimate to the City for payment on or before the 15th day of the month in question. Such monthly payment will in no way be construed as an act of acceptance for any of the work partially or totally completed.

Final payment to the Contractor will be made no earlier than thirty-one (31) days from and after the final acceptance of the work by the Owner, subject to the conditions and in accordance with the provisions of Chapter 573 of the Code of Iowa. Payment must also be in accordance with Chapter 26 of the Code of Iowa and will be made "after the completion and final acceptance of the improvement" as provided in Section 572.13 of the Code of Iowa. No such partial or final payment will be due until the Contractor has certified that the materials, labor and services involved in each instance have been paid for in accordance with requirements stated in the Specifications.

Owner will issue special exemption certificates to Contractors and subcontractors, allowing them to purchase, or withdraw from inventory, building materials for the contract free from sales tax. Refer to Article 22 of the Instructions to Bidders.

The successful Bidder will be required to furnish a corporate surety bond in an amount equal to one-hundred (100) percent of the Contract Price. Said Bond to be issued by a responsible surety approved by the Owner and authorized to do business in the State of Iowa, and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and the maintenance of said improvements in good repair for not less than two (2) years from the time of acceptance of the improvements by the Owner. Successful bidder shall also be required to provide Payment Bond as provided in the Specifications. All Bonds subject to the appropriate requirements in Code of Iowa 573.2 through 573.5.

The Work performed under the proposed Contract shall be commenced within ten (10) days after issuance of the "Notice to Proceed." The Work shall be substantially completed on or before December 15, 2017, and completed and ready for final payment in accordance with paragraph 14.07 of the General Conditions on or before May 1, 2018. Failure to meet the substantial completion dates, or final completion date will result in liquidated damages of \$250.00 per calendar day. After May 1, 2018, liquidated damages of \$500.00 per calendar day will apply if the project is not substantially complete.

Drawings and Bidding Documents and Contract Documents governing the construction of the Work have been prepared by McClure Engineering Company of Sioux City, Iowa. Drawings and Specifications and the proceedings of the Owner, referring to and defining said proposed improvements, are hereby made a part of the Notice and the proposed Contract shall be executed in compliance therewith. Copies of said Drawings and Bidding Documents and Contract Documents are now on file with the Owner in their office at 229 Antique City Drive, Walnut, Iowa, 51577 for examination by bidders.

Paper copies of Drawings and Bidding Documents and Contract Documents with Proposal forms may be obtained from McClure Engineering Company, 617 Pierce St, Suite 201, Sioux City, IA 51101 (Phone 712-224-4613) upon request. The request shall be accompanied by a certified check (made payable to McClure Engineering Company) in the amount of One Hundred and Fifty Dollars (\$150.00) for 11 by 17-inch Drawings and Two Hundred and Fifty Dollars (\$250.00) for 24 by 36-inch Drawings. Payment will be refunded if the Drawings and Documents are 1) returned of within fourteen (14) days after the Award of the Project and 2) the Drawings and Documents are in a reusable condition. If they are not returned, or returned past the deadline, or are not in a reusable condition as judged by the Engineer, the deposit shall be forfeited.

Complete digital project Bidding Documents and Contract Documents and Drawings are available at [www.questcdn.com](http://www.questcdn.com). You may download the digital documents for \$10.00 by inputting Quest project number 4720644 on the website's Project Search page. Please contact QuestCDN.com at 952.233.1632 or [info@questcdn.com](mailto:info@questcdn.com) for assistance in free membership registration, downloading, and working in this digital project information.

Owner will receive and consider bids on the Project and will award a single Contract. The award of the Contract will be made to the lowest responsive, responsible bidder, based on the Bid Proposal Form with the lowest TOTAL BID PRICE. One (1) Bid Alternate will be considered in determining low bidder. By virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the state of Iowa.

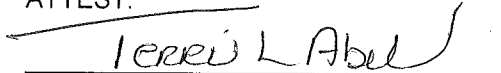
The Owner hereby reserves the right to reject any or all bids and to waive informalities and irregularities as it may deem to be for the best interests of the Owner.

Published by the order of the City Council of Walnut, Iowa.

OWNER: CITY OF WALNUT, IOWA

By:   
Mayor

ATTEST:

  
City Clerk