

SURFACE WATER TREATMENT PLANT IMPROVEMENTS

ADVERTISEMENT FOR BIDS

Sealed Bids for the construction of the Surface Water Treatment Plant Improvements will be received by City of Marlin, at the office of the City of Marlin, 101 Fortune Street, Marlin, Texas 76661, until 2:00 PM local time on April 27, 2022, at which time the Bids received will be publicly opened and read.

The Project includes clarifier rehabilitation, clearwell baffle retrofit, electrical upgrades, and other miscellaneous plant improvements.

Bids shall be based on a combination of Lump Sum and Unit Price basis with additive alternate bid items as indicated in the Bid Form.

The Issuing Office for the Bidding Documents is:

MRB Group, PC
303 W Calhoun Ave
Temple, TX 76501

Prospective Bidders may examine the Bidding Documents at the Issuing Office on Mondays through Fridays between the hours of 8:30 AM and 4:30 PM, and may obtain copies of the Bidding Documents from the Issuing Office after April 1, 2022.

Bidding Documents also may be examined at the office of the City of Marlin, 101 Fortune Street, Marlin, Texas 76661 on Mondays through Fridays between the hours of 9:00 AM and 3:30 PM; at plan rooms, or online through internet-based construction information subscription services.

Bid Documents and Specifications may be obtained electronically by the prospective bidders or suppliers at www.civcastusa.com at no charge. Project ID – “Surface Water Treatment Plant Improvements”. Bidding Documents obtained from any other source are for examination only, are not considered complete, and are not valid for bidding purposes. Neither City of Marlin nor Engineer will be responsible for full or partial sets of Bidding Documents, including Addenda if any, obtained from sources other than those issued through CivCast.

The City of Marlin, reserves the right to reject any or all bids, or to waive any informalities, or to make an award to other than the low bidder. It further reserves the right to limit the amount of the award.

The City of Marlin does not discriminate on the basis of handicapped status in admission or access to, or treatment or employment in, its programs and activities.

A Pre-Bid Conference will be held on April 20, 2022 at 2:00 PM local time at 101 Fortune Street, Marlin Texas. Representatives of Owner and Engineer will be present to discuss the Project. Attendance at the pre-bid conference is highly encouraged but is not mandatory.

This contract is to be funded through a loan obtained from the Texas Water Development Board as part of the Drinking Water State Revolving Fund. There are a number of special provisions for this funding that bidders, by submitting a bid, acknowledge understanding, including the following: A contract is contingent upon release of funds from the TWDB. Any contract or contracts awarded under this Notice to Bidders are expected to be funded in part by financial assistance from the TWDB. Neither the State of Texas nor

any of its departments, agencies, or employees are or will be a party to this Invitation for Bids or any resulting contract. Bidder shall refer to the Texas Water Development Board Supplemental Contract Conditions for Construction Services for Projects funded through DWSRF Programs (TWDB-0550).

This contract is subject to the Environmental Protection Agency's (EPA) Disadvantaged Business Enterprise (DBE) Program, which includes EPA-approved fair share goals toward procurement of Minority and Women-owned Business Enterprise (M/WBE) businesses. EPA rules require that applicants and prime contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to M/WBEs through demonstration of the six affirmative steps. For more details on the DBE Program and the current, applicable fair share goals, please visit www.twdb.texas.gov/dbe.

Equal Opportunity in Employment - All qualified applicants will receive consideration for employment without regard to race, color, national origin, sex, religion, age, or handicap. The contractor shall carry out applicable requirements of 40 CFR Part 33 in the award and administration of contracts awarded under TWDB financial assistance agreements. Failure by the contractor to carry out these requirements is a material breach, which may result in the termination of the awarded financial assistance.

Any contract(s) awarded under this Invitation for Bids is/are subject to the American Iron and Steel (AIS) requirements of federal law, including federal appropriation acts.

Bid security / Bid guarantee shall be furnished in accordance with the Instructions to Bidders. Attention of the bidders is particularly directed to the requirements of the conditions of employment to be observed and minimum Davis-Bacon Wage Rates to be paid under the Contract.

A contract shall not be awarded to parties debarred, suspended, or otherwise excluded by agencies, as well as parties declared ineligible under statutory or regulatory authority.

Any contract or contracts awarded under this Invitation for Bid (IFB), Request for Proposals (RFP), or Request for Qualifications (RFQ) are expected to be funded in part by financial assistance from the TWDB. Neither the U.S. Environmental Protection Agency (EPA) or the State of Texas, nor any of its departments, agencies, or employees, are or will be a party to this IFB, RFP, RFQ, or any resulting contract.

Equal Opportunity in Employment - All qualified Applicants will receive consideration for employment without regard to race, color, religion, sex (including pregnancy), sexual orientation, gender identity, national origin, age (40 or older), disability, or genetic information. Bidders on this work will be required to comply with the Department of Labor regulations at 41 CFR Part 60-4, relating to Construction Contractors--Affirmative Action Requirements, which include the President's Executive Order No. 11246, as amended by Executive Order No. 11375 and Executive Order No. 13672, in the award and administration of contracts awarded under TWDB financial assistance agreements. Failure by the Contractor to carry out these requirements is a material breach, which may result in the termination of the awarded financial assistance.

Davis-Bacon prevailing wage requirements apply to the construction, alteration or repair of treatment works carried out, in whole or in part, with assistance made available by the Clean Water State Revolving Fund (CWSRF) or a construction project financed, in whole or in part, from the Drinking Water State Revolving Fund (DWSRF).

The Davis-Bacon prevailing wage requirements apply to Contractors and Subcontractors performing on federally funded or assisted contracts in excess of \$2,000 for the construction, alteration or repair (including painting) of a treatment works project under the CWSRF or a construction project under the DWSRF.

For prime contracts in excess of \$100,000, Contractors and Subcontractors must also, under the provisions of the Contract Work Hours and Safety Standards Act, as amended, pay laborers and mechanics, including guards and watchmen, at least one and one-half times their regular rate of pay for all hours worked over 40 in a workweek. The Fair Labor Standards Act may also apply to Davis-Bacon covered contracts.

Any contracts or subcontracts in excess of \$2,000 must include the provisions of the Davis-Bacon Wage Rate Requirements found in TWDB Guidance No. DB-0156.

Wage Determinations - U.S. Department of Labor (DOL) wage determination must be included in the bidding and contract documents. DOL wage determinations may be obtained online at <http://www.wdol.gov/>. Once it is determined that Davis-Bacon wage rates will apply to a construction contract, the Applicant must state in the solicitation that Davis-Bacon prevailing wage rates are applicable and bid packages must include the current Davis-Bacon general wage determination for the area where construction will occur. While the solicitation remains open, the Applicant must monitor www.wdol.gov on a weekly basis to ensure that the wage determination contained in the solicitation remains current. The Applicant must amend the solicitation if the DOL issues a modification more than 10 days prior to the closing date (i.e. bid opening) for the solicitation. If DOL modifies or supersedes the applicable wage determination less than 10 days prior to the closing date, the Applicant may request a finding from TWDB that there is not reasonable time to notify interested Contractors of the modification of the wage determination.

For additional information on Davis-Bacon Wage Rate Requirements and its applicability to this contract, please consult TWDB Guidance No. DB-0156.

Owner: City of Marlin

Dated: April 1, 2022

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