

## NOTICE TO BIDDERS

### ALBANY STREET WATER MAIN IMPROVEMENTS OTTUMWA WATER AND HYDRO OTTUMWA, IOWA

Sealed proposals will be received by the Secretary of Ottumwa Water and Hydro at the office of the General Manager, 230 Turner Drive, Ottumwa, Iowa 52501 until 1:00 p.m. on the 16<sup>th</sup> day of December, 2021, for the construction of Albany Street Water Main Improvements as described in the plans and specifications therefore now on file in the office of the General Manager. Proposals will be opened and tabulated immediately thereafter. Proposals will be acted upon by said Board at the December 21<sup>st</sup> Board of Trustees meeting or at such later time and place as then may be fixed.

Work on the improvement shall commence within ten days of the issuance of a written Notice to Proceed. The Notice to Proceed will be issued upon approval of the contract by the Board, and be completed as stated below.

The Work will include but is not limited to the following improvements:

#### **ALBANY STREET WATER MAIN IMPROVEMENTS**

Construct the Albany Street Water Main Improvements including all labor, equipment, and materials necessary for excavation, backfill and sitework; water main, valves, hydrants, valve manhole, drain line, connections to existing systems, electrical wiring and conduit, controls integration; miscellaneous equipment; site grading, pavement restoration, seeding and miscellaneous associated work, including cleanup.

Copies of said plans and specifications are now on file in the office of the General Manager, for examination by bidders. Copies may be obtained from RAPIDS REPRODUCTIONS, 415 Highland Avenue, Suite 100, Iowa City, Iowa 52240. Contact Nikki Lunden at 319-354-5950 or email [nikkil@rapidsrepro.com](mailto:nikkil@rapidsrepro.com). A refundable deposit of \$30 is required. Please make checks to Veenstra & Kimm, Inc. Mail said deposit checks to Rapids Reproductions, 415 Highland Avenue, Suite 100, Iowa City, Iowa 52240, Attn: Nikki Lunden. Upon receiving deposit check, plans and specifications will be mailed out. When plans and specifications are returned in good condition within 14 days of the award date of the project, deposit checks will be returned.

All proposals and bids in connection therewith shall be submitted to the Secretary to the Board of Trustees on or before the time herein set for receiving bids. All proposals shall be made on official bidding blanks furnished by Ottumwa Water and Hydro, and any alternations in the official form of proposal will entitle the Board of Trustees, at its option, to reject the proposal involved from consideration. Each proposal shall be sealed and plainly identified.

Each proposal shall be made out on a blank form furnished by Ottumwa Water and Hydro and must be accompanied in a sealed envelope by either (1) a certified or cashier's check drawn on a solvent Iowa bank or a bank chartered under the laws of the United States or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, in an amount equal to five percent (5%) of the bid, or (2) a bid bond executed by a corporation authorized to contract as a surety in the State of Iowa, in the penal sum of five percent (5%) of the bid.

The bid security should be made payable to OTTUMWA WATER AND HYDRO. The bid security must not contain any conditions either in the body or as an endorsement thereon. The bid security shall be forfeited to the Board as liquidated damages in the event the successful bidder fails or refuses to enter into a contract within ten (10) days after the award of contract and post bond satisfactory to the Board insuring the faithful fulfillment of the contract and the maintenance of said work, pursuant to the provisions of this notice and the other contract documents. Bidders shall use the bid bond form included in the specifications.

No bidder may withdraw a proposal within thirty (30) days after the date set for opening bids.

Each successful bidder will be required to furnish a corporate surety bond in an amount equal to 100% of its contract price. Said bond shall be issued by a responsible surety approved by Ottumwa Water and Hydro and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall guarantee the prompt payment of all material and labor, and protect and save harmless Ottumwa Water and Hydro from claims and damages of any kind caused by the operations of the contract and shall also guarantee the maintenance of the improvement caused by failures in materials and construction for a period of two (2) years from and after acceptance of the contract.

All Contractor(s) and subcontractor(s) are required to obtain tax exemption certificates from Ottumwa Water and Hydro for this project. These tax exemption certificates are only for use on this specific project as covered under the Contract.

The work under the contract shall commence within ten (10) days after date set forth in written Notice to Proceed. All work shall be completed by October 15, 2022, subject to any extensions of time which may be granted by the Board of Trustees.

Liquidated damages in the amount of Two Hundred Dollars (\$200.00) per consecutive calendar day will be assessed for each day that work shall remain uncompleted after the end of the contract period, with due allowance for extensions of the contract period due to conditions beyond the control of the Contractor. Inclement weather shall not be considered for extension of the contract period.

Payment of the cost of said project will be made from Operating Revenues and Fund Balance.

Payment will be made to the Contractor based on monthly estimates in amounts equal to ninety-five (95) percent of the contract value of the work completed including materials and equipment delivered to the job during the preceding calendar month, and will be based upon an estimate prepared by the Contractor on the first day of the month, subject to the approval of the Engineer.

Estimates will be prepared on the 25<sup>th</sup> day of each month by the Contractor, subject to the approval of the Engineer, who will certify to the Board of Trustees for payment each approved estimate on or before the 2<sup>nd</sup> Tuesday of the next month. The Board of Trustees will act upon the estimate on the 3<sup>rd</sup> Tuesday of the month and payment will be made on the 25<sup>th</sup> of the month. Such monthly payments shall in no way be construed as an act of acceptance for any part of the work partially or totally completed. Upon completion of the work and its acceptance by the Board of Trustees, the Contractor will be paid an amount which, together with previous payments, will equal ninety-five percent (95%) of the contract price of the contract. Final payment of the remaining amount will be made not less than thirty-one (31) days after completion and acceptance by resolution of the Board of Trustees of the completed contract, subject to the conditions and in accordance with the provisions of Chapter 573 of the Code of Iowa, as amended.

The request for payment may also include an allowance for the cost of such major materials and equipment which are suitably stored either at or near the site. Proof of purchase amount and verification of insurance for stored materials must be provided with any request for payment of stored materials.

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.

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.

In accordance with the requirements of the Iowa Department of Labor all bidders must submit a fully completed Bidder Status Form. The Bidder Status Form must be included with and is considered an essential attachment to the Proposal. Any Proposal that does not include a fully completed Bidder Status Form may result in the Proposal being determined non-responsive and rejected.

If it is determined that adherence to these Iowa statutory requirements may cause denial of federal funds which would otherwise be available for a public improvement, or would otherwise be inconsistent with requirements of any federal law or regulation, the application of Iowa Code Chapters 73 and 73A shall be suspended to the extent necessary to prevent denial of the funds or to eliminate the inconsistency with federal requirements.

Ottumwa Water and Hydro reserves the right to reject any or all bids, to waive informalities, and to enter into such contract, or contracts, as it shall deem to be in the best interest of Ottumwa Water and Hydro.

Posted by the order of Ottumwa Water and Hydro.

BOARD OF TRUSTEES  
OTTUMWA WATER AND HYDRO  
OTTUMWA, IOWA

Chuck Manson, Board Chairman

ATTEST:  
Mike Heffernan, General Manager