

NOTICE OF HEARING, NOTICE TO BIDDERS & ADVERTISEMENT FOR BIDS

**LENOX MUNICIPAL UTILITIES
LENOX, IA
2022 WATER MAIN IMPROVEMENTS**

General Notice

Lenox Municipal Utilities, Lenox, IA (Owner) is requesting Bids for the construction of the following Project:

**2022 Water Main Improvements – Lenox, IA
121.0914.09**

Sealed bids for the construction of the Project will be received by Lenox Municipal Utilities at the office of Lenox City Hall located at 200 S Main Street, Lenox, IA 50851, until Thursday, July 7, 2022 at 2:00 PM local time. At that time and place the Bids received will be publicly opened and read by the Project Manager.

Notice is hereby given that a public hearing will be held by the Board of Lenox Municipal Utilities on the proposed contract documents (plans, specifications, and form of contract) and estimated cost for the project at its meeting at 6:30 A.M. on Thursday, July 14, 2022, at Lenox City Hall, 200 S Main Street, Lenox, Iowa, for the 2022 Water Main Improvements project. Said Board will also receive and consider any comments/objections to said plans, specifications and form of contract or to the estimated cost of said improvements made by any interested party.

Notice is hereby given that at 6:30 A.M. on Thursday, July 14, 2022, at Lenox City Hall, 200 S Main Street, Lenox, Iowa, the Board of Lenox Municipal Utilities, will consider the construction bids received and will either award a contract, reject all bids, or adjourn thereon to a subsequent meeting of the Board. The Agency has to concur in the award before the Owner can issue the Notice of Award for the project.

The Owner reserves the right to reject any or all bids, to waive informalities and irregularities in the form of the bid, and to enter into such contract, or contracts, as it shall deem to be in the best interest of the Owner.

The Project is located in various locations throughout the Lenox city limits and includes the following Work: Replace approximately 26,000 LF of 4", 6", 8", and 10" water mains along with associated valves, main connections, service connections, fire hydrants, and other miscellaneous and associated work.

Bids are requested for the following Contract: **2022 Water Main Improvements – Lenox, IA**

Owner anticipates that the Project's total bid price will be approximately \$2,840,000. The Project has an expected duration of **substantial completion of 431 calendar days and final completion of 487 calendar days. Work on the improvement shall commence on or after the date specified in the written "Notice to Proceed."**

Obtaining the Bidding Documents

Information and Bidding Documents for the Project can be found at the following designated website:

Electronic contract documents are available at no cost by clicking on the "Bids" link at www.snyder-associates.com and selecting the name of the project. Project information, engineer's cost opinion, and plan holder information is also available at no cost at this website. Downloads require the user to register for a free membership of QuestCDN at www.questcdn.com

Bidding Documents may be downloaded from the designated website. Prospective Bidders are urged to register with the designated website as a plan holder, even if Bidding Documents are obtained from a plan room or source other than the designated website in either electronic or paper format. The designated website will be updated periodically with addenda, lists of registered plan holders, reports, and other information relevant to submitting a Bid for the Project. All official notifications, addenda, and other Bidding Documents will be offered only through the designated website. Neither Owner nor Engineer will be responsible for Bidding Documents, including addenda, if any, obtained from sources other than the designated website.

The Issuing Office for the Bidding Documents is **Snyder & Associates, Inc, 1800 West 22nd Street, Suite 200, Atlantic, IA 50022, Project Manager: Austin Sonntag, 712.243.6505, asonntag@snyder-associates.com**

Prospective Bidders may obtain or examine the Bidding Documents at the Issuing Office on Monday through Friday between the hours of **8:00 AM – 5:00 PM**, and may obtain copies of the Bidding Documents from the Issuing Office as described below. Partial sets of Bidding Documents will not be available from the Issuing Office. Neither Owner nor Engineer will be responsible for full or partial sets of Bidding Documents, including addenda, if any, obtained from sources other than the Issuing Office.

Printed copies of the Bidding Documents may be obtained from the Issuing Office by paying a deposit of **\$0.00** for each set.

A Bid must be accompanied by Bid security as required by Iowa Code section 26.8, as security that the successful bidder will enter into a contract for the work bid upon and will furnish after the award of contract a corporate surety bond, acceptable to the Owner, for the faithful performance of the contract, in an amount equal to one hundred percent of the amount of the contract. The bid security shall be made payable to Owner in an amount of five (5) percent of Bidder's maximum Bid price (determined by adding the base bid and all alternates) and shall be in the form of a cashier's check or certified check drawn on a state-chartered or federally chartered bank, or a certified share draft drawn on a state-chartered or federally chartered credit union, or a Bid bond (on the form included in the Bidding Documents) issued by a surety meeting the requirements of Paragraphs 6.01 of the General Conditions.

Pre-bid Conference

A pre-bid conference for the Project will be held on **Thursday, June 23, 2022 at 10:00 AM at Lenox City Hall, 200 S Main, Lenox, IA 50851**. Attendance at the pre-bid conference is encouraged but not required. **Immediately after the conference, a site tour will be conducted, if so desired by the attendees.**

Instructions to Bidders

For all further requirements regarding bid submittal, qualifications, procedures, and contract award, refer to the Instructions to Bidders that are included in the Bidding Documents.

To the extent required by Iowa law, 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. Failure to submit a fully completed Bidder Status Form with the Proposal may result in the Proposal being deemed nonresponsive and rejected.

To the extent allowed by Federal law and regulation, by virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the state of Iowa.

American Iron and Steel

Section 746 of Title VII of the Consolidated Appropriations Act of 2017 (Division A - Agriculture, Rural Development, Food and Drug Administration, and Related Agencies Appropriations Act, 2017) and subsequent statutes mandating domestic preference applies an American Iron and Steel requirement to this project. All iron and steel products used in this project must be produced in the United States. The term "iron and steel products" means the following products made primarily of iron or steel: lined or unlined pipes and fittings, manhole covers and other municipal castings, hydrants, tanks, flanges, pipe clamps and restraints, valves, structural steel, reinforced precast concrete, and Construction Materials.

The following waivers apply to this Contract: *De Minimis*, Minor Components, Pig iron and direct reduced iron.

Section 3 language for procurement documents

A. The work to be performed under this contract is subject to the requirements of section 3 of the Housing and Urban Development Act of 1968, as amended, 12 U.S.C. 1701u (section 3). The purpose of section 3 is to ensure that employment and other economic opportunities generated by HUD assistance or HUD-assisted projects covered by section 3, shall, to the greatest extent feasible, be directed to low- and very low-income persons, particularly persons who are recipients of HUD assistance for housing.

B. The parties to this contract agree to comply with HUD's regulations in 24 CFR part 135, which implement section 3. As evidenced by their execution of this contract, the parties to this contract certify that they are under no contractual or other impediment that would prevent them from complying with the part 135 regulations.

C. The contractor agrees to send to each labor organization or representative of workers with which the contractor has a collective bargaining agreement or other understanding, if any, a notice advising the labor organization or workers' representative of the contractor's commitments under this section 3 clause, and will post copies of the notice in conspicuous places at the work site where both employees and applicants for training and employment positions can see the notice. The notice shall describe the section 3 preference, shall set forth minimum number and job titles subject to hire, availability of apprenticeship and training positions, the qualifications for each; and the name and location of the person(s) taking applications for each of the positions; and the anticipated date the work shall begin.

D. The contractor agrees to include this section 3 clause in every subcontract subject to compliance with regulations in 24 CFR part 135, and agrees to take appropriate action, as provided in an applicable provision of the subcontract or in this section 3 clause, upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 135. The contractor will not subcontract with any subcontractor where the contractor has notice or knowledge that the subcontractor has been found in violation of the regulations in 24 CFR part 135.

E. The contractor will certify that any vacant employment positions, including training positions, that are filled (1) after the contractor is selected but before the contract is executed, and (2) with persons other than those to whom the regulations of 24 CFR part 135 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 135.

F. Noncompliance with HUD's regulations in 24 CFR part 135 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.

G. With respect to work performed in connection with section 3 covered Indian housing assistance, section 7(b) of the Indian Self-Determination and Education Assistance Act (25 U.S.C. 450e) also applies to the work to be performed under this contract. Section 7(b) requires that to the greatest extent feasible (i) preference and opportunities for training and employment shall be given to Indians, and (ii) preference in the award of contracts and subcontracts shall be given to Indian organizations and Indian-owned Economic Enterprises. Parties to this contract that are subject to the provisions of section 3 and section 7(b) agree to comply with section 3 to the maximum extent feasible, but not in derogation of compliance with section 7(b).

Section 3 Businesses are encouraged to respond to this proposal. A Section 3 business is a business that is:

51% owned by Section 3 residents*

Whose permanent, full-time staff is comprised of at least 30% Section 3 residents*

Has committed 25% of the dollar amount of its subcontracts to Section 3 businesses

***A Section 3 resident is defined as a public housing resident or someone with a household income that is less than 80% of the area median income.**

Businesses that believe they meet the Section 3 criteria are encouraged to register as a Section 3 Business through HUD's website: <https://portalapps.hud.gov/Sec3BusReg/BRegistry/RegisterBusiness>

This Advertisement is issued by:

Owner: Lenox Municipal Utilities, Lenox, IA

By: John Borland

Title: General Manager

Date: June 9, 2022