

NOTICE TO BIDDERS

CITY OF VOLGA, IOWA WATER SYSTEM IMPROVEMENTS 2023

Time and Place for Filing Sealed Proposals

Sealed bids for the work comprising the improvement as stated below must be filed before 1:00 p.m. on February 7, 2023, in the office of the City Clerk, City of Volga, P.O. Box 110, 505 Washington Street, Volga, Iowa 52077.

Time and Place Sealed Proposals Will be Opened and Considered

Sealed proposals will be opened and bids read and tabulated at 1:00 p.m. on February 7, 2023, at City Hall, 505 Washington Street, Volga, Iowa, for consideration by the City Council at its meeting at 7:00 p.m. on February 13, 2023 at City Hall.

Time for Commencement and Completion of Work

Work on the improvement shall commence on or before the date specified in the written "Notice to Proceed" and shall be fully completed and ready for acceptance by June 1, 2024. Liquidated damages in the amount of \$1,000.00 per calendar day 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, as approved by the City Council.

Bid Security

Each bidder shall accompany its bid with bid security as defined in Iowa Code Section 26.8 and as specified by the City of Volga, Iowa. The bid security shall be 10% of the total amount of the bid.

Contract Documents

Bidders proposals, plans, specifications and contract documents prepared by Origin Design Co. may be obtained at no cost to interested parties. To obtain copies (electronic or paper) contact Tri-State Blueprint/Rapids Reproductions at www.rapidsrepro.com (under the plan room tab for Origin Design Plan Room) or phone 563-556-3030.

Preference for Iowa Products

By virtue of statutory authority, preference will be given to products and provisions grown and coal produced within the State of Iowa to the extent lawfully required under Iowa statutes.

Sales Tax

The bidder should not include sales tax in the bid. Sales tax exemption certificates will be issued in accordance with Iowa Code 423.3, subsection 80, and provided to the contractor and subcontractors for all material purchased for incorporation in the project.

Forms Required to be Submitted with Bid

The following forms are included in the bid packet and must be submitted with the bid:

- Under Iowa law, Bidders are required to submit the Bidder Status Form. Failure to provide the form with the bid may result in the bid being deemed nonresponsive. This may result in the bid being rejected by the Owner.
- State Revolving Fund (SRF) - there are several forms required to be submitted with the bid.
- Intent to Comply with Section 3 Requirements - this form must be submitted with bid in accordance with CDBG funding requirements.

Warranty Period

The improvements shall be kept and maintained in good repair for a period of two (2) years after final acceptance of the project by the Owner.

General Nature of Public Improvement

The extent of the work involved in the Water System Improvements 2023 project consists of the construction of a water pumping facility with associated site work. The pumping facility includes three identical vertical multi-stage pumps with hydropneumatic pressure tanks. The building consists of a stick framed, vinyl sided building with wood trusses. A solar array is included for the roof of the proposed building. The exterior dimension of the building is approximately 33' by 21'. The pumping facility will include a standby generator, stormwater improvements and controls. Additionally, controls and the addition of a chemical feed booster pump will be added to the existing well building. Also included in the project is the installation of approximately 1,600 lineal feet of 8-inch water main and 500 lineal feet of 6-inch water main and associated appurtenances. The water main installation will require clearing and grubbing through the proposed water main alignment area.

Bid Tabulation - The bid totals will be available at and after the public bid opening. However, an itemized bid tabulation will not be publicly available until after the Owner awards the contract.

Funding Agency Requirements

This project has been awarded funds from the Iowa State Revolving Fund program. Any bidder or equipment supplier whose firm or affiliate is listed on the U.S. General Services Administration Excluded Parties List System website will be prohibited from the bidding process. Anyone submitting a bid who is listed in this website will be determined to be a nonresponsive bidder in accordance with 40 CFR Part 31. Contractors shall fully comply with the requirements, terms and conditions of the Disadvantaged Business Enterprise (DBE) requirements. Said requirements are contained in the specifications. DBEs are encouraged to participate in this project.

Davis-Bacon prevailing wage rates will apply to this project and are included in this specification or will be provided in an addendum.

Per SRF funding requirements, American Iron and Steel (AIS) provisions apply to this project. Iron and steel products for this project must be produced in the United States in accordance with the H.R. 3547 - Consolidated Appropriations Act 2014.

This project will be partially funded with Federal funds in the form of a Community Development Block Grant (CDBG) issued by the United States Department of Housing and Urban Development (HUD) and administered by the Iowa Economic Development Authority (IEDA) and therefore is subject to the Federal laws and regulations associated with that program. The program has special requirements and certifications that are implemented into the Bidding Requirements and Contract Documents.

CDBG requirements include following Section 3:

- 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>

The City of Volga, Iowa hereby reserves the right to reject any or all bids and to waive informalities and irregularities and award a contract as deemed to be in the best interest of the city.

This Notice is given by authority of the City of Volga, Iowa.