

NOTICE TO BIDDERS AND NOTICE OF PUBLIC HEARING

Notice is hereby given that sealed bids will be received by the Director, Operations of the Waverly Utilities, Waverly, Iowa, at 1002 Adams Parkway, Waverly, IA 50677 before **1:00 PM, on September 14, 2023**, for the North Load Center 69 kV Switch Replacement. Bids received after the deadline for submission of bids as stated herein shall not be considered and shall be returned to the late bidder unopened. At said time and place, sealed bids will be publicly opened, read, and tabulated by the Director, Operations of Waverly Utilities. Bids will be considered by the Board of Trustees of Waverly Utilities at its meeting at 1:00 P.M. on October 10, 2023. The Board of Trustees may award a Contract at said meeting, or at such other time and place as shall then be announced.

Notice is hereby given that Waverly Utilities will conduct a public hearing on the plans, specifications, form of contract and estimated total cost for the North Load Center 69 kV Switch Replacement Project at its meeting at 1:00 P.M. on October 10, 2023, in said Board Room, Waverly Utilities, 1002 Adams Parkway, Waverly, Iowa, 50677.

The general nature of the work on which bids will be received consists of removal of existing 69 kV GOAB switches and replacement with new owner furnished 69 kV GOAB switches with associated equipment. The Work shall be performed at the North load Center located in Waverly, Iowa.

The above work shall be furnished in accordance with the specifications and proposed form of contract now on file in the office of Waverly Utilities, Waverly, Iowa, by this reference made a part hereof, as though fully set out and incorporated herein.

Complete digital project bidding documents are available at www.questcdn.com. You may download the digital plan documents by inputting **Quest project #8630825** on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading, and working with this digital project information. An optional paper set of the proposal forms and specifications for individual use may be obtained from the office of the Engineer, DGR Engineering, 1302 South Union, P.O. Box 511, Rock Rapids, Iowa 51246, telephone 712-472-2531, Fax 712-472-2710, e-mail: dgr@dgr.com, no deposit required.

Each Bidder shall accompany its bid with bid security as defined in 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, in a form acceptable to Waverly Utilities, for the faithful performance of the Contract, in an amount equal to one hundred percent (100%) of the amount of the Contract. The Bidder's security shall be an amount equal to ten percent (10%) of the amount of the Bid and shall be in the form of a cashier's check or a certified check drawn on an FDIC insured bank in Iowa or on an FDIC insured 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; or a Bid Bond on the form provided in the Contract Documents with corporate Surety satisfactory to Waverly Utilities. The bid shall contain no condition except as provided in the specifications.

Each successful Bidder will be required to furnish a corporate Surety Bond in an amount equal to one hundred percent (100%) of its Contract price. Said Bond shall be issued by a responsible Surety approved by Waverly Utilities 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 Waverly Utilities from claims and damages of any kind caused by the operations of the Contract.

Should the successful Bidder fail or neglect to furnish a satisfactory surety bond, refuse to enter into contract on the basis of the bid, or fail to meet the requirements of this Notice and the specifications regulating the award, the bidder's security may be retained as liquidated damages.

Payment to the Bidder will be made from cash on hand or such other funds that legally may be used or obtained for such purposes. Payment will be paid by Waverly Utilities to the Bidder in accordance with the following schedule:

Payments will be made on the basis of estimates prepared by the Contractor and approved by the Engineer, solely for the purpose of payment; approval by the Engineer, or the Board of Trustees, shall not be deemed as approval or acceptance of the workmanship or materials. The Contractor will be compensated for 95% of the work completed during a payment period, with the remaining 5% being retained in accordance with the Iowa Code. Regular payments approved by the Engineer will be made following the next scheduled Board meeting. The retainage payment will be released thirty-one (31) days following acceptance of the project by Waverly Utilities as per provisions in the Iowa Code

The work shall be completed no later than May 1, 2024.

By virtue of statutory authority, a preference will be given to products and provisions grown, and coal produced within the State of Iowa.

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.

Failure to submit a fully completed Bidder Status Form with the Proposal may result in the Proposal being deemed nonresponsive and rejected.

Waverly Utilities reserves the right to defer acceptance of any bid for a period not to exceed thirty (30) days after the date bids are received and no bid may be withdrawn during this period. The Utility also reserves the right to waive irregularities, reject any or all bids, and enter into such contract as it shall be deemed to be in the best interest of the Owner.

Dated this 8th day of August 2023.

WAVERLY UTILITIES
WAVERLY, IOWA

By /s/ Curt Atkins
General Manager