

NOTICE OF PUBLIC BID LETTING FOR CONSTRUCTION OF THE "2024 HMA OVERLAY PROJECT, SPENCER, IOWA".

NOTICE IS HEREBY GIVEN: That sealed bids will be received by the City of Spencer, Clay County, Iowa, at the office of the City Clerk until **3:00 O'clock P.M. on the 23rd day of April, 2024**, and opened at 3:00 O'clock P.M. on the same date, at the City Council Chambers located at 101 West 5th Street, Spencer, Iowa, for the construction of the "2024 HMA OVERLAY PROJECT, SPENCER, IOWA", in accordance with the plans and specifications now on file in the office of the City Clerk. Said proposals received shall be acted upon at 6:30 PM, May 6, 2024 at the City Council Chambers or at such later time and place as may then be fixed.

The "2024 HMA OVERLAY PROJECT, SPENCER, IOWA," consists of constructing:

Hot Mix Asphalt (HMA) Overlay on the existing street pavement on 10th Avenue E from E 18th Street going North 1,450 feet. The project also includes a mill and HMA overlay on 4th Avenue West from West 1st Street to West 4th Street and on West 5th Street from 2nd Avenue West to 4th Avenue West. The project will also include Portland Cement Concrete (PCC) patching, PCC curb and gutter replacement, PCC sidewalk ramp upgrades and manhole and valve box adjustments.

Major items of construction and approximate quantities thereof for the "2024 HMA OVERLAY PROJECT, SPENCER, IOWA," are as follows:

HMA Surface Milling	4,500 Sq Yd
HMA Overlay Intermediate Course	600 Ton
HMA Overlay Surface Course	750 Ton
Asphalt Binder	100 Ton
PCC Pavement Patching	250 Sq. Yd.
PCC Curb & Gutter	500 Ln Ft
PCC Sidewalk	950 Sq Ft

The contractor shall have 40 consecutive calendar days to complete the project. Said 40 day period shall be between May 20, 2024 and October 18, 2024. The contractor shall complete all work covered by the contract on or before the 40th calendar day following the commencement of work at the site, or October 18th, 2024, whichever comes first.

All work is to be done in strict compliance with the plans and specifications that have been approved by the City Council and are now on file for public examination in the City Clerk's Office.

Each proposal/bid shall be submitted in a sealed envelope to the City Clerk on or before the time herein set for said letting. Each proposal/bid shall be made on a proposal form furnished by the Engineer for use on this project.

Plans and specifications covering the construction of the proposed improvement have been prepared by the engineering firm of KRUSE, CATE & NELSON, P.C., 2303 West 18th Street, Spencer, Iowa, 51301 and said plans and specifications defining said proposed improvements are hereby made a part of this notice and the contract by reference and the contract shall be executed in compliance therewith.

Each proposal shall be accompanied by a cashier's check or certified check 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; or a bid bond in the form prescribed in the specifications (see Chapter 26 of the current Code of Iowa) and filed in an envelope separate from the one containing the proposal, sealed, and in the amount of not less than 5 percent of the bid. The check or bid bond shall be made payable to the Treasurer, City of Spencer, Iowa. Said check may be cashed or the bid bond declared forfeited by the City as liquidated damages in the event the bidder fails or refuses to enter into a contract as required by the specifications within fifteen (15) days of the award of a contract.

The Contractor shall furnish a Performance and Payment Bond (see Chapter 573 of the current Code of Iowa), in an amount equal to one hundred percent (100%) of the amount of the contract, said bond to be issued by a responsible surety approved by the City Council and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and shall protect and save harmless the CITY, and KRUSE, CATE & NELSON, P.C., Spencer, Iowa, from claims and damages of any kind caused by the construction of said improvements, and shall also guarantee the maintenance of said improvement in good repair for not less than two (2) years from the date of final acceptance of the improvement by the City Council.

The City Council reserves the right to defer acceptance of any proposal for a period not to exceed thirty-one (31) days from the date for bid opening. In addition, until the award of a contract is made, the owner reserves the right to reject any or all proposals, waive technicalities, if such waiver is in the best interest of the owner and is in conformance with applicable state and local laws or regulations pertaining to the letting of construction contracts; advertise for new proposals; or proceed with the work otherwise. All such actions shall promote the owner's best interests.

The Contractor shall observe the laws of the State of Iowa with reference to "Occupational Safety and Health Standards".

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

Payment to the Contractor for these improvements will be made in cash from such funds as are legally available for such purpose.

Final payment of the five percent (5%) due the Contractor will be made not earlier than thirty days from the final acceptance of the work by the City, subject to the conditions and in accordance with the provisions of Chapters 26 and 573 of the current Iowa Code.

A copy of the plans and specifications are on file at the office of the City Clerk, City Hall Spencer, Iowa and at the office of the engineering firm of KRUSE, CATE & NELSON, P.C., 2303 West 18th Street, Spencer, Iowa, 51301, Telephone Number 712-262-3468. A copy of same may be obtained from the engineer, upon making a deposit of \$30.00. This deposit will be refunded provided the said plans and specifications are returned in good condition within fifteen days after the date of the bid opening.

Contractors shall use their best efforts to solicit bids from and to utilize minority group contractors and subcontractors, or contractors and subcontractors with meaningful minority group and female representation among their employees.

The City of Spencer, Iowa, does not discriminate on the basis of race, color, national origin, sex, religion, age or disability in employment or the provision of services. The City of Spencer, Iowa, does not discriminate on the basis of disability in the admission or access to, or treatment or employment in, its programs or activities.

The City Manager has been designated to coordinate compliance with the non-discrimination requirements contained in section 35.107 of the Department of Justice regulations. Information concerning the provisions of the American with Disabilities Act, and the rights provided thereunder, are available from the ADA coordinator.

This notice is given by order of the City Council of the City of Spencer, Iowa.

CITY OF SPENCER, IOWA

By: Steve Bomgaars, Mayor

Attest: Mary Beth Breidinger, City Clerk

END OF NOTICE