

NOTICE TO BIDDERS

JURISDICTION OF CITY OF HIAWATHA IOWA, IOWA PUBLIC IMPROVEMENT PROJECT

Qualified bidders may submit bids for the City of Hiawatha – Robins Road Water Main project as described in this document. The Owner of this project is the City of Hiawatha, 101 Emmons St., Hiawatha, IA 52233. The Owners’ Representative on this project is City Engineer, Jon Fitch, (319) 393-1515 x528, jfitch@hiawatha-iowa.com. The Architect/Engineer for this project is Shive-Hattery, Inc, 222 Third Avenue SE, Suite 300, PO Box 1803, Cedar Rapids, IA 52401.

Sealed bids will only be received and accepted electronically through QuestCDN.com via the electronic VirtuBid online bid service. The time and date each bid is received shall be recorded. The online bid portal will be open for vBid by Friday, May 3, 2024. No paper bids will be accepted. All electronic bids must be submitted prior to 1:00 PM on Thursday, May 9, 2024 via QuestCDN vBid Online Bidding. No bids can be submitted after 1:00 PM.

A virtual bid opening will be held on Thursday, May 9, 2024 at 1:00 PM. Join the bid opening conference from your computer, tablet or smartphone at <https://meet.google.com/opn-xdym-npd?authuser=1&hs=122>. You can also dial in using your phone: 339-545-0925 PIN: 860 707 497#

Bids will be considered by the Hiawatha Department Board of Trustees, City of Hiawatha, Iowa at its meeting on Tuesday, May 21, 2024 at 5:30 P.M., City Hall Council Chambers, 101 Emmons St, Hiawatha, IA. The Board of Trustees reserves the right to reject any and 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 jurisdiction.

Work on the improvement shall be commenced immediately upon approval of the contract by the Council and be completed as stated below.

Bidding information can be downloaded at: <https://qcpi.questcdn.com/cdn/posting/?projType=all&provider=7542966&group=7542966> or at www.questcdn.com under Login using Quest CDN #8777754 for a non-refundable charge of \$0.00. A contractor may view the contract documents at no cost prior to becoming a Planholder. Contact Quest CDN.com at 952-233-1632 or info@questcdn.com for assistance in membership registration, downloading this digital project information and vBid Online Bid Submittal. To submit an vBid online bid (which is required for this project), you must download the project bid document file from QuestCDN which will add you to the plan holders list and gain you access to vBid Online Bidding. Bidders will not be charged a fee to submit a bid electronically.

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.

General Nature of the Public Improvement

Robins Road Water Main
City of Hiawatha, Iowa

The City of Hiawatha, Iowa, Robins Road Water Main – Project consists of approximately 1800 lineal feet of 12” PVC water main, 600 lineal feet of 12” DIP water main, 900 lineal feet of 8” PVC water main and associated hydrants, valves, fittings, services, and 200 lineal feet of storm sewer and associated intakes and sidewalk replacement, driveway replacement, and site restoration.

Engineers Estimate: **\$1,413,300**

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 the Jurisdiction, for the faithful performance of the contract, in an amount equal to 100% of the amount of the contract. The bidder’s security shall be in the amount fixed in the Instruction to Bidders 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 the Jurisdiction. The bid shall contain no condition except as provided in the specifications.

The City of Hiawatha, Iowa reserves the right to defer acceptance of any bid for a period of sixty (60) calendar days after receipt of bids and no bid may be withdrawn during this period.

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 the City of Hiawatha, Iowa 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 the City of Hiawatha, Iowa 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 years from and after acceptance of the contract.

The City of Hiawatha, Iowa, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42U.S.C. 2000d to 2000d-4 and Title 49, Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation issued pursuant to such Act, hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

Project has an early Start Date of May 20, 2024.

Contractor shall have the project substantially completed by Friday, November 1, 2024 and final completion by Friday, December 20, 2024. All paperwork shall be completed by Thursday, January 9, 2025.

The City of Hiawatha, Iowa does hereby reserve 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 the jurisdiction.

A pre-bid meeting will be held on Tuesday, April 24, 2024 at 1:00 PM, at the City Hall Multipurpose Room on the lower level, 101 Emmons Street.

The project funding includes State Revolving Funds (SRF), a Community Development Block Grant (CDBG), and American Rescue Plan Act (ARPA). Contractor shall comply with funding requirements, which are included with the bidding documents.

Award of contract is subject to the requirements of the Iowa Economic Development Authority. Pursuant to the requirements of the Community Development Block Grant, Davis-Bacon wage rates are to be used on this project. Current federal prevailing wage rates are included in the bidding documents, and it is the Contractor's responsibility to make sure that they are using the most current rates at the time of bid opening. Wage rates should be reviewed prior to submitting a proposal the day of bid opening.

All bidders must submit the following forms:

1. SRF Required Front-End Specifications:

- Attachment 1 Certification of Non-Segregated Facilities Form
- Attachment 2 Statement in Advertisement for Bids on Debarment and Suspension/Certification Regarding Debarment and Suspension Form
- Attachment 3 Disadvantaged Business Enterprise Certification Form
- Attachment 4 DBE Program Subcontractor Performance Form
- Attachment 5 DBE Program Subcontractor Utilization Form
- Attachment 10 Prohibition on Certain Telecommunications and Video Surveillance Services or Equipment

2. CDBG Bidding Documents:

- Intent to Comply with Section 3 Requirements
- Verification of Eligibility to Participate in a federally assisted project

SECTION 3 LANGUAGE FOR PROCUREMENT DOCUMENTS AND CONTRACTS

(This language is to be included in all procurement documents/solicitations and all covered contracts)

- 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 75, 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 75 regulations.
- C. The contractor agrees to post copies of a notice advising workers of the Contractor's commitments under Section 3 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 provide written notice of employment and contracting opportunities to all known Section 3 Workers and Section 3 Businesses.
- E. The contractor agrees to employ, to the greatest extent feasible, Section 3 workers or provide written justification to the recipient that is consistent with 24 CFR Part 75, describing why it was unable to meet minimum numerical Section 3 Worker hours goals, despite its efforts to comply with the provisions of this clause.
- F. The contractor agrees to maintain records documenting Section 3 Workers that were hired to work on previous Section 3 covered projects or activities that were retained by the contractor for subsequent Section 3 covered projects or activities.
- G. The contractor agrees to post contract and job opportunities to the Opportunity Portal and will check the Business Registry for businesses located in the project area.
- H. The contractor agrees to include compliance with Section 3 requirements in every subcontract for Section 3 projects as defined in 24 CFR part 75, and agrees to take appropriate action, as provided in an applicable provision of the subcontract upon a finding that the subcontractor is in violation of the regulations in 24 CFR part 75. 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 75.
- I. 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 75 require employment opportunities to be directed, were not filled to circumvent the contractor's obligations under 24 CFR part 75.
- J. The contractor will certify that they have followed prioritization of effort in 24 CFR part 75.19 for all employment and training opportunities. The contractor will further certify that it meets or exceeds the applicable Section 3 benchmarks, defined in 24 CFR Part 75.23, and if not, shall describe in detail the qualitative efforts it has taken to pursue low- and very low-income persons for economic opportunities.
- K. Noncompliance with HUD's regulations in 24 CFR part 75 may result in sanctions, termination of this contract for default, and debarment or suspension from future HUD assisted contracts.

Section 3 Business Concerns are encouraged to respond to this proposal. A Section 3 Business Concern is one that satisfies one of the following requirements:

- 1. It is at least 51 percent owned and controlled by low- or very low-income persons;
- 2. Over 75 percent of the labor hours performed for the business over the prior three-month period are performed by Section 3 Workers*; or
- 3. It is a business at least 51 percent owned and controlled by current public housing residents or residents who currently live in Section 8-assisted housing.

* A Section 3 Worker is defined as any worker who currently fits or when hired within the past five years fit at least one of the following categories, as documented:

- 1. The worker's income for the previous or annualized calendar year is below the applicable income limit established by HUD;
- 2. The worker is employed by a Section 3 business concern; or
- 3. The worker is a YouthBuild participant.

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>