

SECTION 00050
NOTICE OF LETTING AND PUBLIC HEARING

Sealed bids will be received by the City of Waverly, at the Public Services Center, 2900 5th Avenue NW, Waverly, Iowa 50677, until **10:00 o'clock a.m., on the 2nd day of July 2024**, for the construction of certain Improvements and work incidental thereto on improvement projects described in general as "**Tailrace Wall Removal**" and as described in detail in the Plans and Specifications for said improvements now on file in the office of the Clerk. After receipt of the proposals, they will be opened and tabulated by the Public Works Director.

Bids received will be acted upon by the City at the time and place below specified or at such later time and place as may then be fixed. Proposals received will be presented to the City Council of Waverly, Iowa and considered at a meeting presided over by the Mayor, to be held in the Council Chambers, City Hall, Waverly, Iowa, at **7:00 o'clock p.m., on the 15th day of July 2024**.

The City Council of Waverly, Iowa, will hold a public hearing on the proposed Plans, Specifications, form of contract and estimate of cost for the construction of said improvements hereinafter described in accordance with the provisions of Chapter 384, Code of Iowa, at **7:00 o'clock p.m., on the 15th day of July 2024**, in the Council Chambers, City Hall, Waverly, Iowa. At said hearing any interested person may appear and file objections thereto or to the cost of the improvements. At the hearing, the City will receive and consider any objections made by any interested party, to the Plans and Specifications, proposed form of Contract, and the estimate of cost for the project.

The Project will include the following construction work:

Removal of the tailrace wall extending downstream from the east side of the Cedar River Dam just north of Bremer Avenue. Removal limits extend from a point approximately fifteen feet south of the dam to the south end of the tailrace wall downstream of the bridge. Removals include the portion of the existing bridge pier in line with the tailrace wall. The project also includes clearing and grubbing and excavation of the accumulated sediment adjacent to the tailrace wall.

Furnish all labor, materials and equipment to construct the following:

Removals, As Per Plan	1 LS
Mobilization	1 LS
Excavation, Class 13, Channel	3,335 CY
Clearing and Grubbing	0.5 ACRE

The said improvements shall include other minor, miscellaneous subsidiary and incidental work. All work and materials are to be in strict compliance with the Plans and Specifications prepared by WHKS & Co., Mason City, Iowa, which, together with the proposed form of contract and estimate of cost have heretofore been approved by the City and are now on file for public examination in the Public Works Office, and are by this reference made a part hereof as though fully set out and incorporated herein.

All bids must be filed with the Public Works Director on or before the time herein set. All bids shall be made on forms furnished by the City, and must be enclosed in a separate sealed envelope and plainly identified. Each bid shall be accompanied by a bid bond, certified check, cashier's check or a Certified Share Draft in a separate sealed envelope in an amount equal to ten percent (**10%**) of the total amount bid. If Bid Bond is submitted, it must be on the form provided with the Contract Documents. The Certified Check, Cashier's Check or Certified Share Draft shall be drawn on a bank or a Credit Union in Iowa or a bank or Credit Union chartered under the laws of the United States of America, which Certified Checks, Cashier's Checks or Certified Share Drafts shall be made payable to the Treasurer of the City as security that if awarded a contract, the Bidder will enter into a contract at the prices bid and furnish the required Performance and Payment Bonds and Certificate of Insurance. The Certified Check, Cashier's Check or Certified Share Draft may be cashed, or the Bid Bond forfeited and the proceeds retained as liquidated damages if the Bidder fails to execute a contract or file acceptable Performance and Payment Bonds or provide an acceptable Certificate of Insurance within ten (10) days after the acceptance of his proposal by resolution of the Council. No bidder may withdraw a proposal within thirty (30) days after the date set for opening bids. The checks of the unsuccessful bidders will be promptly returned to them after award of the Contract. The method of construction of all improvements shall be by contract in accordance with the Plans and Specifications and general stipulations for said improvements approved by the City Council.

Payment to the contractor will be made in semi-monthly estimates and one final payment. Semi-monthly estimates will be equivalent to ninety-five percent (**95%**) of the contract value of the work completed during the preceding calendar month. Estimates will be prepared on the first day of each month by the Contractor. Such monthly payment will in no way be construed as an act of acceptance for any of the work partially or totally completed.

Final payment to the Contractor will be made no earlier than thirty-one (31) days from and after the final acceptance of the work by the City. Subject to the conditions and in accordance with the provisions of Chapter 573 of the Code of Iowa. No such partial or final payment will be due until the Contractor has certified that the materials, labor and services involved in each instance have been paid for in accordance with requirements stated in the Specifications.

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

All bids shall NOT include Iowa Sales Tax for materials used in the project. Upon award, the successful bidder shall immediately provide a listing of subcontractors and their address, phone number, and associated Federal ID or Social Security number for both the contractor and subcontractors. The City of Waverly will register the contractor and subcontractors with the Iowa Department of Revenue and will provide appropriate tax exempt certificates to the contractor for distribution and use.

The successful Bidder will be required to furnish a corporate surety bond in an amount equal to one hundred percent (**100%**) of the contract price, said Bond to be issued by a responsible surety approved by the City and authorized to do business in the State of Iowa, and shall guarantee the faithful performance of the contract and the terms and conditions therein contained and the maintenance of said improvements in good repair for not less **One (1) year** from the time of acceptance of the improvements by the City. The successful bidder shall also be required to provide Payment Bond as provided in the Specifications.

The work under the proposed contract shall be completed in coordination with the Iowa DOT IA 3 / Bremer Avenue over Cedar River bridge replacement project. Work shall commence within fifteen (15) days after issuance of the "Notice to Proceed" which will coincide with the removal of portions of the bridge above the east pier/tailrace wall by the Bridge Contractor and shall be completed **five (5) days prior to the scheduled date of setting beams by the Bridge Contractor.**

Plans and Specifications governing the construction of the proposed work have been prepared by WHKS & Co., Engineers, Planners, and Surveyors, which Plans and Specifications and the proceedings of the City Council referring to and defining said proposed improvements are hereby made a part of the Notice and the proposed contract shall be executed in compliance therewith. Copies of said Plans and Specifications are now on file with the City Clerk in that office at Waverly, Iowa, for examination by bidders. Plans and specifications are available to download free of charge at www.questcdn.com. Plans and specifications for private use may also be obtained from WHKS & Co., Engineers, Planners, and Surveyors, 1412 6th Street SW, Mason City, IA 50402-1467, for a refundable deposit of \$100.00. If the plans and specifications are not returned to WHKS & Co. within fourteen (14) days after the award of the project and in reusable condition, the deposit shall be forfeited.

The City will receive and consider bids on the project. Award of contract will be made to the lowest responsive, responsible, qualified bidder. Names of subcontractors shall be listed and submitted with the proposal.

The City hereby reserves the right to reject any or all bids and to waive informalities and irregularities as it may deem to be for the best interests of the City.

Published upon order of the City Council of the City of Waverly, Iowa.

CITY OF WAVERLY, IOWA

Attest: s/s/Carla Guyer
City Clerk