

**SECTION 00 11 13
NOTICE TO BIDDERS AND NOTICE OF PUBLIC HEARING**

ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST FOR CONSTRUCTION OF FOREST CITY WASTEWATER TREATMENT PLANT IMPROVEMENTS, IN AND FOR THE CITY OF FOREST CITY, IOWA, AND THE TAKING OF BIDS FOR SAID IMPROVEMENTS

Online electronic proposals, subject to the conditions contained herein, will be received by the City Clerk of the City of Forest City, Iowa, at the City Clerk's office in City Hall, 305 N Clark St, Forest City, IA 50436 until 2:00 pm on the 22nd day of August, 2024 for: Forest City Wastewater Treatment Plant Improvements

Construction of "Forest City Wastewater Treatment Plant Improvements", as hereinafter described in general and as described in detail in the plans and specifications now on file in the office of the City Clerk, Forest City, Iowa.

Proposals will be opened electronically at 2:00 pm on the 22nd day of August, 2024 . Bids will be acted upon by the City Council at a meeting beginning at 7:00 p.m. on the 3rd day of September, 2024, in the Council Chambers at City Hall, 305 N. Clark Street, Forest City, IA 50436. Prior thereto, at said time specified above at the City Council Chambers in said City Hall, a hearing will be held on the proposed plans, specifications, form of contract, and estimate of cost for said Improvements, and at said hearing any interested person may appear and file objections thereto.

The extent of the work involved is the furnishing of labor and new materials for the construction of Wastewater Treatment Plant Improvements and related items in accordance with the Contract Documents . The Wastewater Treatment Plant Improvements will take place at the Plant's address at 1890 River Rd, Forest City, IA 50436. The facility is located on the southeast side of town, east of the Winnebago River.

The electronic Proposal shall be accompanied by an electronic copy of either: (1) a certified check, or a cashier's check drawn on an Iowa bank, or a bank chartered under the laws of the United States, in an amount of 5% of bid amount; or (2) a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, in an amount of 5% of bid amount; or (3) a bid bond executed by a corporation authorized to contract as a surety in the State of Iowa, in the penal sum of 5% of bid amount. This electronic copy will be facilitated through the QuestCDN electronic bid service. The apparent low bidder will be required to submit a hard copy of the certified check, cashier's check, or bid bond within three (3) business days of the bid opening.

The bid security shall be made payable to the City of Forest City.

The bid security must not contain any conditions either in body or as an endorsement thereon. The bid security shall be forfeited to the City as liquidated damages in the event the successful bidder fails or refuses to enter into contract within ten (10) business days after the award of contract and post bond satisfactory to the City insuring the faithful fulfillment of the contract and the maintenance of said work, if required,

pursuant to the provisions of this notice and the other contract documents. The City will accept bid bond forms that meet the Requirements of Iowa Code, Section 26.8.

Sales Tax Exemption. Contractors and subcontractors shall not include sales tax for material purchases. At the time of the contract acceptance by the City Council, the prime contractor and all subcontractors will be issued a certificate of exemption.

Bidders shall not be permitted to withdraw their bids for a period of thirty (30) days after the same are opened.

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

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 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.

Bidders will be required to complete a Bidder Status Form from the Iowa Department of Labor regarding the Contractor's resident status within the State of Iowa. Failure to submit a fully completed Bidder Status Form with the bid may result in the bid being deemed nonresponsive and rejected.

The right is reserved, as the interest of the Owner may require, to reject all bids, any unresponsive bid and to waive technicalities in bids received.

The Contractor shall commence work after the Notice to Proceed is issued and shall be completed with Milestone 1 on or before November 30th, 2026, Milestone 2 on or before March 1st, 2027 and fully completed with all construction on or before June 1st, 2027.

Payment to the Contractor for said Project will be made in cash derived from the proceeds of the issuance of bonds as may be legally used for such purposes, governmental grants or loans and/or from cash on hand. Any combination of the above methods of payment may be used at the discretion of the Owner.

The Contractor will be paid each month ninety-five (95) percent of the Engineer's estimate of the value of acceptable work completed at the end of the preceding month. Final payment will be made in accordance with Iowa Code chapters 26 and 573, as amended. No partial or final payment will be due until the Contractor has certified to the City that the materials, labor and services involved in each estimate have been paid for in accordance with the requirements stated in the specifications.

The successful bidder will be required to furnish a bond in an amount equal to one hundred (100) percent of the contract price, said bond to be issued by a responsible surety approved by the Owner and which shall guarantee a faithful performance of the Contract and the terms and conditions therein contained and shall guarantee the prompt payment of all materials and labor and protect and save harmless the Owner from claims and damages of any kind caused by the operations of the Contractor and shall also guarantee the maintenance of the improvements constructed for a period of two (2) year(s) after completion and acceptance by the Owner.

The project is funded in part with Federal funds and is therefore subject to certain labor standards and civil rights requirements included in the Contract Documents. Contractors performing work on the project shall comply with the requirements as enumerated in the applicable statutes.

Minimum wage rates to be paid laborers and mechanics have been determined by the Department of Labor and are listed in the Contract Documents. The Contractor(s) will be required to comply with the wage and labor requirements and to pay minimum wages in accordance with the schedule of wage rates.

The successful bidder(s) will be required to submit a certification of Non-segregated Facilities and of compliance with Section 3 of the Housing and Urban Development Act of 1968, as Amended. The successful bidder(s) shall also notify prospective subcontractors of the requirements for such certification.

Plans and specifications governing the construction of the proposed improvements have been prepared by WHKS & Co., Engineers, Planners, and Surveyors, which plans and specifications and the proceedings of the Owner referring to and defining said proposed improvements are hereby made a part of the Notice by reference, and the proposed contract shall be executed in compliance therewith.

Plans and specifications are available to download free of charge at www.questcdn.com; use eBidDoc 9160460. Paper copies can be obtained for a refundable fee of \$150 from WHKS & Co. 1412 6th Street

SW, P.O. Box 1467. Mason City, IA 50402. If the plans and specifications are not returned to WHKS & Co. within 14 days after award of the project and in reusable condition, the deposit shall be forfeited.

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

City of Forest City

Attest: _____ /s/ Daisy Huffman
City Clerk

END OF SECTION