

SECTION 00110

NOTICE TO BIDDERS

FILING OF SEALED BIDS

Sealed Bids will be received by the City of Spirit Lake, Iowa of the City of Spirit Lake ("Owner"), at City Hall, 1803 Hill Avenue, Spirit Lake, IA 51360 until 11:00 AM, on October 5, 2023, for the construction of the proposed Spirit Lake WTP Automation and Control Upgrades, Phase 1 for said Owner, as described in the Specifications and drawings therefore on file in the office of the City Administrator of the City of Spirit Lake. Bids will be publicly opened, read, and tabulated on the day and hour specified above, and will be acted upon by the Owner at that time or at such later time and place as the Owner may then determine.

GENERAL PROJECT DESCRIPTION

All Work, materials, and equipment are to be in accordance with the Contract Documents on file in the office of the City of Spirit Lake, Iowa, and at the office of HR Green, Inc. ("Engineer"), 431 North Phillips Ave Suite 400, Sioux Falls, SD 57104, by this reference made a part hereof as though fully set out and incorporated herein.

The Work for the said improvement, as required by the Contract Documents, is generally described as follows:

Furnish all labor, materials, and equipment necessary to replace multiple turbidity, pH, chlorine analyzer sensors and transmitters, insert mag meters (multiple sizes), SCADA radios, improvements to the existing SCADA system, new SCADA server, and added monitoring of five (5) standby generators, together with related subsidiary and incidental work in accordance with the plans and specifications.

The City of Spirit Lake, 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 ensure 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.

Work under the proposed Contract Documents shall be commenced upon written Notice to Proceed to be issued on or before October 20, 2023 and shall be completed and ready for operation on or before April 25, 2025, subject to any extension of time, which may be granted by the Owner.

OTHER PERTINENT INFORMATION

Each Bid shall be made on the Bid Form prepared for this purpose, which may be obtained from the Engineer. Any alteration in the official Bid Form will entitle the Owner, at its option, to reject the Bid from consideration. Each Bid shall be accompanied by a Bid Bond or a certified cashier's check, drawn on a solvent state or national bank, or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, and filed in a sealed envelope separate from the one containing the Bid. The Bid Bond shall be substantially in the form set forth in the Contract Documents. The Contractor's certified check or Bid Bond shall be in an amount equal to five (5) percent of the amount of the Bid, made payable to the Owner. The check may be cashed for the full amount by the Owner or the Bid Bond forfeited in the full amount to the Owner as liquidated damages in the event the successful Bidder fails to enter into contract and file acceptable bonds satisfactory to the Owner assuring the faithful fulfillment of the contract and maintenance of said improvements as required by law within ten (10) days after the acceptance of the Bid.

The Owner reserves the right to reject any or all Bids, to readvertise for Bids or to defer action on the Bids received for a period not to exceed 30 days from and after the date and time specified in this Notice to Bidders for receiving said Bids, and to waive irregularities and informalities.

The successful Bidder will be required to furnish a Performance and Warranty Bond and a Payment Bond, each in an amount equal to one hundred (100) percent of the contract price. Said bonds to be issued by a responsible Surety approved by the Owner and shall guarantee that the Principal shall promptly make payment to all persons, firms, Subcontractors, and corporations furnishing materials for or performing labor in the performance of the Work stated and the faithful performance of the contract and the terms and conditions therein contained and the guarantee and maintenance of said facilities in good repair and working conditions for not less than two (2) year(s) from the Notice of Acceptability of such improvements by the Owner.

Payment of the cost of said project will be made from cash on hand and/or received, payable from any fund or funds of Owner which may be legally used for such purpose, including, but not limited to, any of the following sources, or any combination thereof, at the sole discretion of Owner: (1) past and/or future earnings of Owner's utility; (2) proceeds of the sale and issuance of General Obligation Bonds and/or revenue bonds (or project notes anticipating the sale of such bonds); (3) federal, State or local grants or loans; and (4) proceeds from the sale of warrants, as authorized by Section 384.57 of the Code of Iowa. Payments will be made to the Contractor in accordance with the Contract Documents.

Construction items and materials included in the Project are exempt from State of Iowa and Local Option Sales and Use Taxes. Contractor is responsible for obtaining the exemption on items included, as provided by law or for applying for reimbursement for such taxes paid. Contractor shall pay all other taxes required to be paid by Contractor in accordance with the laws and regulations of the place of the Project that are applicable during the performance of the Work. Contractor shall NOT include Sales and Use Tax in Contractor's bid. For more information on

this exemption, please check the State of Iowa's website: www.state.ia.us/tax/business/Contr-ExEnt-Index.html

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, to the extent lawfully required under Iowa statutes provided that the award of contract will be made to the lowest responsible bidder submitting the lowest responsive bid, which shall be determined without regard to state or local laws whereby preference is given on factors other than the amount of the Bid.

Electronic copies of said Contract Documents and the Bid Form may be secured by contacting HR Green, Inc., at [605-221-2691](tel:605-221-2691) and asking for [Brooke Colby](#) or by sending an email to bcolby@hrgreen.com. There is no charge for the plans and specifications. **Electronic plans and specifications are in Portable Document Format (PDF) and are available to download from our FTP site. Please contact for download instructions.**

This public improvement is being constructed pursuant to the provisions of Chapters 26 and 573 of the latest edition of the Iowa Code, including revisions.

Published upon order of the City of Spirit Lake, Spirit Lake, IA.

City of Spirit Lake

/s/ _____
Bruce Keenan, Mayor

ATTEST:

/s/ _____
Gregg Owens, City Administrator

END OF SECTION 00110