

NOTICE TO BIDDERS

NOTICE OF PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT AND ESTIMATE OF COST FOR THE **2016 STREET REPAIRS PROJECT** FOR THE CITY OF POLK CITY, IOWA, AND FOR THE TAKING OF BIDS THEREFOR.

Sealed proposals will be received by the City Clerk of the City of Polk City, Iowa, at City Hall, 112 3rd Street, Polk City, Iowa, **until 10:30 a.m. on September 21, 2016**, for the construction of the 2016 Street Repairs Project, for the City as described in the plans and specifications heretofore on file in the office of the City Clerk of Polk City, Iowa. Proposals received will be opened and the amount of the bids announced in said Council Chambers by the City Engineer or his designee at the time and date specified above.

Also, **at 6:30 P.M. on September 26, 2016**, the City Council of Polk City will, in said Council Chambers, hold a hearing whereas the City Council will adopt the proposed plans, specifications, form of contract and estimate of cost for the project, the same now being on file in the office of the City Clerk, reference to which is made for a more detailed and complete description of the proposed improvements, and at said time and place the said Council will also receive and consider any comments/objections to said plans, specifications, and form of contract or to the estimated cost of said improvements made by any interested party.

The nature and extent of the improvements are as follows:

2016 STREET REPAIR PROJECT

This project includes the Full Depth and Partial Depth PCC replacement of public streets, PCC driveway approach replacement, PCC crack sealing and HMA crack sealing on various locations throughout Polk City, Iowa. Project includes approximately 1850 square yards of PCC Full Depth Repair, 700 SF of PCC Partial Depth Repair, 1450 LF of PCC Crack Route and Seal, 7500 LF of HMA Crack Cleaning and Filling.

All work and materials are to be in accordance with the proposed plans, specifications, form of contract and estimate of cost now on file in the office of the City Clerk of Polk City, Iowa, and by this reference made a part as though fully set out and incorporated herein.

All bid proposals in connection therewith shall be submitted to the City Clerk of said City before the time set forth herein. All proposals shall be made on official bidding blanks furnished by the City, and any irregularities in the official proposal will entitle the Council, at its option, to reject the proposal involved from consideration. Each proposal shall be sealed and plainly identified.

Each proposal shall be made out on a blank form identical to that included in the project documents and must be accompanied in a separate sealed envelope by either (1) a certified or cashier's check, drawn 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, in an amount equal to ten percent (10%) of the bid, or (2) a bid bond executed

by a corporation authorized to contract as a surety in the State of Iowa, in a penal sum of ten percent (10%) of the bid.

The bid security shall be made payable to the CITY OF POLK CITY, IOWA. The bid security must not contain any conditions either in the 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 a contract within ten (10) days after the award of contract and to post bonds 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. Bidders shall use the bid bond form included in the specifications or of a corporate form acceptable to the City of Polk City, Iowa.

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 and City of Polk City labor forces.

The successful bidder shall provide proof of registration with the Iowa Division of Labor in accordance with Chapter 91C of the Code of Iowa.

The City Council reserves the right to reject any or all bids, to waive informalities, irregularities or technicalities in any bid and to accept the bid which it deems to be in the best interest of the City.

The successful bidder will be required to furnish bonds in an amount equal to one hundred percent (100%) of the contract price. Said bonds must be issued by a responsible surety approved by the City Council and shall guarantee (1) the faithful performance of the contract and the terms and conditions therein contained, shall (2) guarantee the prompt payment for all materials and labor and protect and save harmless the City from claims and damages of any kind used by the operations of the Contractor, and shall (3) guarantee the work against faulty workmanship and materials for not less than one (1) year for plant materials and four (4) years for all other components from the time of acceptance of the improvements by the City Council.

The project will be awarded on the basis of the lowest responsive, responsible bid. The work under the contract shall be fully completed within 40 working days. The Project Work Area is anticipated to be available on October 3, 2016 and the Contractor may commence construction at that time. The Contractor is required to start construction prior to April 17, 2017. Working days will be charged once construction begins, and will start to be charged on April 17, 2017, if construction has not commenced prior to April 17, 2017.

Payment of the cost of said project will be made from any one or a combination of the following sources at the discretion of the City Council: (1) Cash funds on hand available to the City for payment of costs incurred related to the construction of this project; (2) Cash derived from the proceeds of the issuance and sale of General Obligation Bonds of said City; (3) Cash from such general funds of said City as may be legally used for such purpose.

Payment will be made to the Contractor based on monthly estimates in amounts equal to ninety-five (95%) percent of the contract value of the work completed including materials and

equipment delivered to the job during the preceding calendar month, and will be based upon an estimate prepared by the Contractor on the first day of the month, subject to the approval of the Engineer.

The Engineer will certify to the Council for payment of each approved estimate on or before the tenth (10th) day of the month. Such monthly payments shall in no way be construed as an act of acceptance for any part of the work partially or totally completed. The balance of the five (5) percent due the Contractor will be paid in accordance with the Code of Iowa.

Contractor must file appropriate claim waivers and sales use tax forms before final payment will be released.

Prior to substantial completion, the Owner, with the approval of the Engineer and with the concurrence of the Contractor, may use any completed or substantially completed portions of the work. Such use shall not constitute an acceptance of such portions of the work.

The Jurisdiction shall have the right to enter the premises for the purpose of doing work not covered by the contract documents. This provision shall not be construed as relieving the Contractor of the sole responsibility for the care and protection of the work, or the restoration of any damaged work except such as may be caused by agents or employees of the Jurisdiction.

Liquidated damages in the amount of Five Hundred Dollars (\$500.00) per working day will be assessed for each calendar day that the work on the contract remains uncompleted after 40 working days.

Plans and specifications governing the construction of the proposed improvements, and also the prior proceedings of the City Council referring to and defining said proposed improvement are hereby made a part of this notice and the proposed contract by reference, and the proposed contract shall be executed in compliance therewith.

The contract documents are available with the City Manager and may be examined at the Polk City City Hall, 112 3rd Street, Polk City, Iowa 50226. Hard copies of the project documents may be obtained from Snyder & Associates, Inc. 2727 SW Snyder Blvd, Ankeny, Iowa 50023 upon payment of \$25.00, which is refundable. The deposit shall be forfeited if the contract documents are not returned within 14 calendar days after the award of the project or in a re-useable condition. Electronic contract documents are available by clicking on the "Bids" link at www.snyder-associates.com and choosing the 2016 Street Repairs Project on the left. Project plans and information, engineer's cost opinion, and planholder information is available at no cost at this website. Downloads require the user to register for a free membership at QuestCDN.com.

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

Dated at Polk City, Iowa, this 22nd day of August, 2016.

Jason Morse, Mayor

ATTEST:

Jenny Gibbons, City Clerk

Posted to the Master Builders Plan room on the ____ day of _____, 2016.

Posted to the City of Polk City website on the ____ day of _____, 2016.

Published in the Ankeny Register on the ____ day of _____, 2016.