

NOTICE TO BIDDERS

**HORNICK ROADWAY AND DRAINAGE IMPROVEMENTS
CITY OF HORNICK, IOWA**

Sealed bids for the work comprising of the improvements as stated below must be filed before 3:30 PM on April 12, 2024, in the office of the City Clerk at City Hall, 400 Main Street, Hornick, Iowa, for the construction of certain roadway and drainage improvements and such other work as may be incidental thereto, as described in the plans and specifications therefor now on file in the office of the City Clerk and entitled:

**HORNICK ROADWAY AND DRAINAGE IMPROVEMENTS
HORNICK, IOWA**

Bids received after the deadline for submission of bids as stated herein shall not be considered and shall be returned to the late bidder unopened.

Sealed bids will be opened and tabulated at 3:30 PM on April 12, 2024, in the office of the City Clerk at City Hall, 400 Main Street, Hornick, Iowa for consideration by the City Council at its meeting on April 24, 2024. Consideration of the award of contract would subsequently occur by the Hornick City Council at the same meeting at 7:00 PM on April 24, 2024, at City Hall, presided over by the Mayor, or at such later time as may then be fixed.

The Notice to Proceed will be issued upon approval of the contract by the Council and be completed as stated below.

The Work will include but is not limited to the following improvements:

Work will include Class 10 roadway and borrow excavation, aggregate roadway cover, granular shoulders, binder bitumen, culvert and intakes, manhole adjustments, driveway remove and replace, valve box replacement, mulching, seeding and fertilizing, and other related construction work including cleanup. Project bids in two divisions. Division 1 will be removal and replacement of selected roadway on the eastern side of the City and construction of a ditch along the roadway. Division 2 will be selected patches of roadway on the western side of the City. East and west sides of the City are delineated by Main Street.

Work shall be completed by November 1, 2024.

Plans and specifications governing the construction of the proposed improvements have been prepared by Engineer, Veenstra & Kimm, Inc., which plans and specifications and the proceedings referring to and defining said proposed improvements are hereby made a part of this Notice and the proposed contract by reference, and the proposed contract shall be executed in compliance therewith. A copy of said plans and specifications are now on file with the City Clerk, City of Hornick,

Iowa, for examination by bidders. Electronic copies of said plans and specifications will be available at www.QuestCDN.com. Downloads of the project documents require the user to register for a free membership at www.QuestCDN.com. Please contact [QuestCDN.com](http://www.QuestCDN.com) for assistance with free membership registration. A complete paper set of bid documents, including the plans and specifications, may be obtained from the Engineer, Veenstra & Kimm, Inc., 203 Sergeant Square Drive, Suite B, Sergeant Bluff, Iowa, email: nwiowa@v-k.net, phone: (712) 943-5055.

All bids must be filed at City Hall on or before the time herein set. All bids must be made on forms furnished by the City and obtained from Veenstra & Kimm, Inc., 203 Sergeant Square Drive, Suite B, Sergeant Bluff, Iowa 51054, (712) 943-5055 and must be enclosed in a separate sealed envelope and plainly identified.

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 City of Hornick, 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 an amount equal to five percent (5%) of the amount of the proposal 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 specifications contract documents with corporate surety satisfactory to the City of Hornick. The bid shall contain no condition except as provided in the specifications.

The Certified Check, Certified Share Draft or Cashier's Check 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 bonds or provide an acceptable certificate of insurance within ten (10) days after the acceptance of their proposal by resolution of the City.

The City of Hornick 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 Hornick 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 Hornick 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 guaranteed maintenance period for new paving (if applicable) shall be four years.

All Contractor(s) and subcontractor(s) are required to obtain tax exemption certificates from the City of Hornick, Iowa for this project. These tax exemption certificates are only for use on this specific project as covered under the Contract.

Contractor shall fully complete the project no later than November 1, 2024. Should the contractor fail to complete the work in this timeframe, liquidated damages of \$500.00 per day shall be assessed for each calendar day that work proceeds on the project beyond the specified completion date, excepting authorized extensions thereof. Contractor shall put forth a consistent effort to continually move the project forward. While it is understood that weather delays are unavoidable, contractor's absence beyond these times shall not be acceptable.

The Mayor and City Council 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.

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.

Failure to submit a fully completed Bidder Status Form, a Disadvantaged Business Enterprise (DBE) Solicitation Form, and a Certification Regarding Lobbying with the bid may result in the bid being deemed nonresponsive and result in the bid being rejected.

Award of contract will be made after an evaluation of the most responsive, responsible bid for the total bid price of construction as selected by the City. The City of Hornick reserves 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 City.

This notice is given by authority of the City of Hornick, Iowa.

By: Lori Teel, City Clerk

Posted on the Construction Update Online Plan Room website at www.mbionline.com.