



CITY OF DULUTH INVITATION TO BID & INSTRUCTIONS

PROJECT NAME/DESCRIPTION: TRAVERSE TRAIL PHASE 3 – ENGER & CENTRAL PARK

BID NUMBER: 15-0449

BID OPENING: TUESDAY, JUNE 30, 2015 AT 2:00 PM

The City of Duluth invites interested contractors to submit a bid for the construction of approximately 2.5 miles of new mountain bike-specific natural surface singletrack trails on public lands in Enger and Central Park located in Duluth, MN, as more fully detailed in the attached plans, specifications, and associated documents.

There is no pre-bid or site visit scheduled, however prospective bidders are encouraged to contact Parks Project Coordinator Jim Shoberg (jshoberg@duluthmn.gov or 218.730.4316) for a site visit and tour.

Please submit any questions regarding this project via e-mail to jshoberg@duluthmn.gov. Responses will be provided to all interested bidders as an addendum to this solicitation.

The selected contractor will be issued a construction contract (draft attached). Any requested changes to the standard contract terms and conditions must be submitted with the bid. Notice to Proceed will be issued once the agreement is fully executed.

The following documents are included as part of this solicitation:

1. INVITATION TO BID & INSTRUCTIONS
2. DRAFT CONSTRUCTION CONTRACT
3. SPECIAL PROVISIONS
 - Appendix A: Storm Water Pollution Prevention Plan
 - Appendix B: Construction Specifications
 - Appendix C: Trail Segment Map
 - Appendix D: Slope Analysis Map
 - Appendix E: Seed Mixtures
 - Appendix F: Forms
 - Certified Payroll Checklist
 - Prevailing Wage Statements - Federal Heavy 5/22/15
4. BID WORKSHEET A & B

Bid documents, plans and specifications are available online at http://www.duluthgov.info/db_frames/bid_information.cfm.

INSTRUCTIONS TO BIDDERS

All bids must be complete, signed, and transmitted in a sealed envelope plainly marked with the bid number, subject matter, and opening date. The City of Duluth reserves the right to waive informalities and to reject any and all bids. Do not include sales tax in the unit price. Price may not be the only consideration for bid award. Bids must be firm for a minimum of 60 days.

Bids must be received in Purchasing before 2:00 PM local time on June 30, 2015. The City Purchasing Agent or her designee will conduct a public bid opening in Room 100 immediately following receipt of the bids. Bid results will be posted online at http://www.duluthgov.info/db_frames/bid_information.cfm once all bids have been reviewed.

No alternatives to the specification will be considered unless specifically requested.

The following documents must be submitted with your bid:

1. **Bid Bond** - A certified check or bank draft, payable to the order of the City of Duluth, negotiable U.S. Government Bonds (at par value), or a satisfactory bid bond executed by the bidder and acceptable surety, in an amount equal to five per cent (5%) of the total bid. Bids may be withdrawn without forfeiture of surety if the request is submitted by the Bidder and received at the Purchasing Office in writing or by telephone prior to the scheduled bid opening.
2. **Acknowledgment of Addendum** (if applicable) – any changes to this solicitation will be announced via Addendum. A signed copy of the Addendum(s) must be submitted with your bid.

Please note that the following requirements also apply to this project, and any additional required documents must be submitted prior to award/contract execution. Submitting documents with your bid will assist in expediting the process. Documents are available online at <http://www.duluthmn.gov/engineering/standard-construction-specifications/construction-documents/> or by contacting the Purchasing office.

1. **Insurance** – Contractor must provide proof of Public Liability and Automobile Liability Insurance with limits not less than \$1,500,000 Single Limit prior to the commencement of work. The City of Duluth must be named as an additional insured. Please refer to the draft Contract, Section 7 for more information.
2. **Affidavit of Non-Collusion** – The successful bidder shall be required to execute an affidavit stating that he/she has not entered into a collusive agreement with any other person, firm, or corporation in regard to any bid submitted.
3. **Performance & Payment Bonds** – The awarded contractor will be required to submit performance and payments bonds in the full amount of the project cost prior to award.
4. **Affirmative Action/EEO** - The contractor must take affirmative action to ensure that the employees and applicants for employment are not discriminated against because of their race, color, creed, sex or national origin, and must meet the affirmative action goals. Contractors are encouraged to subcontract with Disadvantaged Business Enterprises (DBEs) when possible. A current list of certified DBEs is available on the Minnesota Unified Certification website at <http://mnucp.metc.state.mn.us> . Contractor will comply with all applicable Equal Employment Opportunity laws and regulations. Awarded contractor will be required to submit an Equal Employment Opportunity (EEO) Affirmative Action Policy Statement & Compliance Certificate.
5. **Responsible Contractor** - No construction contract in excess of \$50,000 will be awarded unless the Bidder is a “responsible contractor” as defined in Minnesota Statute §16C.285, subdivision 3. All Bidders submitting a proposal for this project must verify that they meet the minimum criteria specified in the statute by submitting a Responsible Contractor Verification and Certification of Compliance form. The owner or officer of the company must sign the form under oath verifying compliance with each of the minimum criteria. Making a false statement under oath will render the Bidder or subcontractor that makes the false statement ineligible to be awarded a construction project and may result in termination of a contract awarded to a Bidder or subcontractor that submits a false statement. Bidders must obtain verification of compliance from all subcontractors. Bidders must submit signed copies of verifications and certifications of compliance from subcontractors at the City’s request.
6. **Out of State Contractor** - Unless a State of Minnesota Certificate of Exemption is provided, any out-of-state bidder receiving a bid award will have 8% retained from invoice payments on any contracts over \$50,000. Submit a signed copy of the signed exemption form when submitting Payment and Performance Bonds. This form may be found at the following web address: http://www.revenue.state.mn.us/Forms_and_Instructions/sde.pdf

7. **Prevailing Wage** - Not less than the minimum salaries and prevailing wages as set forth in the contract documents must be paid on this project.

8. **City of Duluth Part II - Supplementary General Conditions For Federally, State of Minnesota, and/or City Assisted Activities** - Contractor must comply with all general and supplemental conditions.

The City of Duluth is an Equal Opportunity Employer. Contractor shall comply with all applicable Equal Employment Opportunity laws and regulations.

CITY OF DULUTH

Amanda Ashbach
Purchasing Agent