



Purchasing Division
Finance Department

Room 120
411 West First Street
Duluth, Minnesota 55802



218-730-5340



purchasing@duluthmn.gov

INVITATION TO BID

DULUTH COASTAL INFRASTRUCTURE REHABILITATION PROJECT

SOLICITATION NUMBER: 23-AA07

BIDS DUE: Tuesday, August 15, 2023 at 2:00 pm

PROJECT DESCRIPTION: The project includes constructing a new steel sheet-pile dock wall, reconstructing portions of Harbor Drive, new concrete sidewalks and retaining walls, and site amenities.

PRE-BID MEETING: A pre-bid meeting will be held at 9:00 am on Thursday, July 27, 2023 at Amsoil Arena, 350 Harbor Drive, Duluth, MN 55802. All interested bidders are ***STRONGLY*** encouraged to attend. Attendees should use Entrance E as identified in the attached pre-bid meeting location map and follow the interior signs for the meeting location.

CONSTRUCTION START DATE: September 25, 2023

SUBSTANTIAL COMPLETION DATE: November 1, 2024

FINAL COMPLETION DATE: May 23, 2025

CONSTRUCTION CALENDAR DAYS: 607

QUESTIONS: Please submit any questions regarding this project via e-mail to purchasing@duluthmn.gov. Responses will be issued as an addendum to this solicitation. Deadline to submit questions is DATE.

This project will be partially funded by the United States Department of Commerce, Economic Development Administration and therefore is subject to the Federal laws and regulations associated with that program. Additional terms, conditions, and provisions can be found within the solicitation. EDA-funded items include installation of coated steel sheet-pile seawall and tieback system, concrete retaining wall (storm wall), mooring/bollard system, and timber fender system.

Award will be made to the responsible bidder submitting the lowest responsive base bid. Alternates are not funded by the EDA and will be awarded to the same low bidder as the budget allows and as the City deems in its best interest.

The selected contractor will be issued a construction contract and project labor agreement (drafts included in the Standard City Contracting Forms in the BidExpress solicitation). Notice to Proceed will be issued once the agreement is fully executed.

Specifications may be viewed and downloaded at no cost at www.bidexpress.com. Bidders must create a free account with Bid Express®; and login to search for city projects (search by "City of Duluth" or bid number). Bid Express® does charge a nominal fee for bid submission. More information can be found at https://www.bidexpress.com/vendor_resources.

Proposal forms, contract documents, plans and specifications may also be on file at the following offices: Minnesota Builder's Exchange, and Builder's Exchange of Wisconsin. Regardless of where bidders get their documents from, all bidders are responsible for reviewing the information within the Bid Express solicitation.



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INSTRUCTIONS TO BIDDERS

Bids must be submitted electronically through Bid Express® at www.bidexpress.com.

BID SURETY SPECIAL INSTRUCTIONS: Bid surety in the amount of 5% of the total bid **issued from a company currently listed on Circular 570** (a link is available within the Bid Express solicitation) and payable to the City of Duluth must be submitted with each bid. Bid bonds may be emailed to purchasing@duluthmn.gov, or mailed or dropped off in person at City Hall, 411 West 1st Street, Room 140, Duluth, MN 55802. Bidders should be aware that the City's spam filter has blocked an emailed bid bond in the past. Bidders are responsible for ensuring their bid bond is received and approved by the City. **Electronic bid bonds through Surety 2000 or Tinubu, certified checks, or bank drafts are not acceptable forms of bid surety for this solicitation.** Regardless of the method of submission, bid surety must be received by the City prior to the bid deadline.

The City Purchasing Agent or her designee will conduct a public virtual bid opening immediately after the deadline for receiving bids. Bidders should visit <https://www.duluthmn.gov/purchasing/bids-request-for-proposals/> and select the appropriate link to view the bid opening.

No alternatives to the specification will be considered unless specifically requested. No special conditions shall be made or included in the bid form by the bidder.

The City of Duluth reserves the right to split the award where there is a substantial savings to the City, to waive informalities and to reject any and all bids. Price may not be the only consideration for bid award. Bids must be firm for a minimum of 60 days. Award will be made to the responsible bidder submitting the lowest responsive base 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.

1. **Insurance** – Contractor must provide proof of Commercial General Liability and Automobile Liability Insurance with limits not less than \$1,500,000 Single Limit as a condition to fully execute the agreement. The City of Duluth must be named as an additional insured. Please refer to the draft Contract in the Bid Express solicitation, Section 8 or on the City website at <https://www.duluthmn.gov/purchasing/forms/>.
2. **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. Forms are available within the Bid Express solicitation and on the City website at <https://www.duluthmn.gov/purchasing/forms/>.
3. **Project Labor Agreement (PLA)** - A PLA will be required for any bid that is over or could virtually go over \$150,000. A copy of the City standard PLA is included in the Bid Express solicitation and is also available on the City website at <https://www.duluthmn.gov/purchasing/forms/>.
4. **Community Benefits Provisions** - A Community Benefits Best Efforts Plan will be required for any project that includes a PLA. The required form is included in the bid package, as well as a link to additional community benefits information, including the program specifications and a process flowchart. The awarded bidder must submit the Best Efforts Plan to communitybenefits@duluthmn.gov within three business days of award.
5. **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: http://www.revenue.state.mn.us/Forms_and_Instructions/sde.pdf



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

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

CITY OF DULUTH

Patrice Stalvig
Purchasing Agent