

Bid No. **17-0382** City Project Number 1035
S.P. 118-060-011
Federal Project Number: STPF-RPRP-TA 6917(242)

Congdon Boulevard Reclamation
Bid Opening Date: June 2, 2017

NOTICE TO CONTRACTORS

Sealed bids will be received until 10:00 am local time, Friday, June 2, 2017, by Amanda Ashbach, City of Duluth Purchasing Agent, in the Purchasing Office, Room 100, 411 W. 1st St., Duluth, MN 55802, on behalf of the Commissioner of Transportation as agent for said City for the construction of the project listed below. Bids will be opened and read publicly by the City Purchasing Agent or her representative immediately after the hour set for receiving bids.

Minimum wage rates to be paid by the Contractors have been predetermined and are subject to the Work Hours Act of 1962, P.L. 87-581 and implementing regulations.

READ CAREFULLY THE WAGE SCALES AND DIVISION A OF THE SPECIAL PROVISIONS AS THEY AFFECT THIS PROJECT

The Minnesota Department of Transportation hereby notifies all bidders: in accordance with Title VI of the Civil Rights Act of 1964 (Act), as amended and Title 49, Code of Federal Regulations, Subtitle A Part 21, Non-discrimination in Federally-assisted programs of the Department of Transportation, it will affirmatively assure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded maximum opportunity to participate and/or to submit bids in response to this invitation, and will not be discriminated against on the grounds of race, color, disability, age, religion, sex or national origin in consideration for an award;

in accordance with Title VI of the Civil Rights Act of 1964 as amended, and Title 23, Code of Federal Regulations, Part 230 Subpart A-Equal Employment Opportunity on Federal and Federal-Aid Construction Contracts (including supportive services), it will affirmatively assure increased participation of minority groups and disadvantaged persons and women in all phases of the highway construction industry, and that on any project constructed pursuant to this advertisement equal employment opportunity will be provided to all persons without regard to their race, color, disability, age, religion, sex or national origin;

in accordance with the Minnesota Human Rights Act, Minnesota Statute 363A.08 Unfair discriminatory Practices, it will affirmatively assure that on any project constructed pursuant to this advertisement equal employment opportunity will be offered to all persons without regard to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, membership or activity in a local commission, disability, sexual orientation, or age;

in accordance with the Minnesota Human Rights Act, Minnesota Statute 363A.36 Certificates of Compliance for Public Contracts, and 363A.37 Rules for Certificates of Compliance, it will assure that appropriate parties to any contract entered into pursuant to this advertisement possess valid Certificates of Compliance.

If you are not a current holder of a compliance certificate issued by the Minnesota Department of Human Rights and intend to bid on any job in this advertisement you must contact the Department of Human Rights immediately for assistance in obtaining a certificate.

The following notice from the Minnesota Department of Human Rights applies to all contractors:

"It is hereby agreed between the parties that Minnesota Statute, section 363A.36 and Minnesota Rules, parts 5000.3400 to 5000.3600 are incorporated into any contract between these parties based on this specification or any modification of it. A copy of Minnesota Statute 363A.36 and Minnesota Rules, parts 5000.3400 to 5000.3600 is available upon request from the contracting agency."

"It is hereby agreed between the parties that this agency will require affirmative action requirements be met by contractors in relation to Minnesota Statute 363A.36 and Minnesota Rules 5000.3600. Failure by a contractor to implement an affirmative action plan or make a good faith effort shall result in revocation of its certificate or revocation of the contract (Minnesota Statute 363A.36, Subd. 2 and 3)."

A minimum goal of **5.1%** Good Faith Effort to be subcontracted to Disadvantaged Business Enterprises.

Construction Plans for: Milling, Reclamation, bituminous surfacing, drainage, signage and striping.

The major items of work are: Remove Pipe Culverts 505 LF; Remove Guardrail –Plate Beam 141 LF; Remove Driveway Bituminous Pavement; 2058 SY; Remove Bituminous Shoulder Pavement 389 SY; Remove Guardrail Post 216 EACH; Sawing Bituminous Pavement (Full Depth) 1794 LF; Salvage Guardrail-Plate Beam 1366 LF; Common Borrow Special (LV) 550 CY; Aggregate Surfacing (LV), Class 5 135 CY; Full Depth Reclamation 99790 SY; Aggregate Base (CV) Class 5 610 CY; Shoulder Base Aggregate (CV) Class 1 470 CY; Mill Bituminous Surface (6.0") 41890 SY; Mill Bituminous Surface (8.5") 57900 SY; Bituminous Material Shoulder Tack 3620 GAL; Type SP 9.5 Wearing Course Mixture (3,C) 19046 TON; Type SP 12.5 Non Wearing course Mixture (3,B) 6658 TON; 12" CP Pipe Culvert (Smooth) 191 LF; 15" CP Pipe Culvert (Smooth) 227 LF; 18" CP Pipe Culvert (Smooth) 92 LF; Clean Drainage Ditch 4257 LF; Random Riprap Class III 171CY; Post Assembly-Plate Beam 216 LF; Lower Guardrail Posts 237 EACH; Install Guardrail 1366 LF; Silt Fence Type MS 10998 LF; Sediment Control Log 777 LF; Erosion Control Blanket Cat 3 13788 SY; 4" Double Solid Line Paint 23100 LF; 4" Solid Line Epoxy 55700 LF; 4" Broken Line Epoxy 6000 LF; 4" Double Line Epoxy 8090 LF.

Each bidder must review the 2017 edition of the City of Duluth Public Works & Utilities Department/Engineering Division "Construction Standards" available on the City website (www.duluthmn.gov) as these Specifications are incorporated by reference and deemed to be a part hereof this project as if fully incorporated and set forth herein.

Plans and specifications may be downloaded for free from <http://www.duluthmn.gov/purchasing/bids-request-for-proposals/>. They are also on file at the Duluth Builder's Exchange, Minnesota Builder's Exchange, BXWI-Fox Valley Plan Room, and the Blue Book building and Construction Network, or may be purchased from the office of the City Engineering Division for \$0.50 per plan page and \$0.25 per spec (8 1/2" x 11") page.

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 e-mail prior to the scheduled bid opening.

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

Not less than the minimum salaries and wages as set forth in the contract documents must be paid on this project. 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 when possible.

The City of Duluth is an Equal Opportunity Employer.

CITY OF DULUTH

Amanda Ashbach

Purchasing Agent