



Purchasing Division
Finance Department
Room 120
411 West First Street
Duluth, Minnesota 55802

218-730-5340
purchasing@duluthmn.gov

Addendum 2
Solicitation 24-99818
Bardon's Peak & Skyline Pkwy Improvements

This addendum serves to notify all bidders of the following changes to the solicitation documents:

1. The invitation for bid is revised and attached to include required advertisement language. For clarity, the new language is in *italics*.
2. The following questions were asked and answers provided in *italics*.
 1. Note 5 of the SEQ states that granular bedding is incidental to the storm pipe, but the note is also tied to the culvert pipe bid items. I wanted to make sure that we are also required to provide bedding and encasement based on this note for the culvert piping as well being incidental to the pay items.
Granular bedding is incidental for both culvert and storm sewer pipes.
 2. Plan sheet 7 tabulation B – Does the excavation common include both the excavation for the pipe as well as the required ditching shown on sheets 43-75.
See sheet 11, note 2. Excavation – Common includes excavation for ditching and placement of aggregate surfacing or base. Excavation for culvert removal & replacement is incidental.
 3. Is the select granular called out for the roadway part of a pipe treatment at the pipe locations or strictly for roadway embankment as shown on the typical. (plan sheet 11)
The "Select Granular Embankment Mod 7% (CV)" quantity in tab B, sheet 7, includes both road embankment as shown on sheet 11 and for areas above the Granular Bedding for the pipe and below the Aggregate Base or Aggregate Surfacing as shown in detail EX-4(MOD) on Sheet 13.
 4. If a pipe treatment is required is there a detail for reference in the City of Duluth Standards and a breakout of the earthwork and select granular associated with the pipe work vs what is required for ditching and roadway construction.
No pipe treatments are required for culverts and storm sewer since trench settlements can be repaired on gravel roads. See profiles on sheets 43-75 and sheet 13, detail EX-4 (MOD) for trenching detail. The slope for the select granular embankment above the granular bedding for the pipes 1V:2H.

Please acknowledge receipt of this Addendum by checking the acknowledgement box within the www.bidexpress.com solicitation.

Posted: **November 26, 2024**



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INVITATION TO BID

Bardon's Peak & Skyline Parkway Improvements

BID NUMBER: 24-99818

BIDS DUE: Wednesday, December 18, 2024, at 2:00 PM

PROJECT DESCRIPTION: The project consists of grading, bituminous pavement and culvert replacement along Skyline Parkway along with stone masonry wall reconstruction at the Bardon's Peak Overlook site and select culvert headwalls.

ANTICIPATED START DATE: December 2024 – January 2025

SUBSTANTIAL COMPLETION DATE: October 31, 2025

FINAL COMPLETION DATE: June 30, 2026

PRE-BID MEETING: An **OPTIONAL** pre-bid meeting will be held at 10:00 AM on Wednesday, November 13, 2024 at the site. All interested bidders are **HIGHLY ENCOURAGED** to attend and should meet at the Bardon's Peak Overlook site; 7051 W Skyline Parkway, Duluth, MN 55810. Access on the Spirit Mountain side of Skyline Parkway.

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 Wednesday, December 11, 2024.

The selected contractor will be issued a construction contract (draft 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.infotechinc.com/bidding>.

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.

INSTRUCTIONS TO BIDDERS

Bids must be submitted electronically through Bid Express® at www.bidexpress.com. Bid surety in the amount of 5% of the total bid must be submitted with each bid. Bid bonds may be submitted electronically, either through Surety2000 or Tinubu within the Bid Express solicitation, emailed to purchasing@duluthmn.gov or mailed or dropped off at City Hall, 411 W. 1st Street, Room 120, Duluth, MN 55802. Due to the possibility of the City's spam filter rejecting an emailed bid bond, bidders are strongly encouraged to submit the bid bond early and verify receipt. Regardless of



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the method of submission, bid surety must be received by Purchasing prior to the bid opening.

The City Purchasing Agent or her designee will conduct a public bid opening immediately after the deadline for receiving bids. Bidders may view the opening by going to the Purchasing web page (<https://www.duluthmn.gov/purchasing/bids-request-for-proposals/>) and selecting the appropriate link.

No alternatives to the specification will be considered unless specifically requested. Erasures or other changes to the bid must be initialed and dated, however 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.

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 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 8.
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.
3. **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: https://www.minnstate.edu/system/finance/facilities/design-construction/pm_emanual/doc/DIV00%204547%20SDE%20Form%20Exhibit%20B%204-12-19.pdf
4. **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.

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/THESE PROJECT/PROJECTS

The Minnesota Department of Transportation hereby notifies all bidders:



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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, 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 have employed more than 40 full-time employees in any state, on any single working day during the previous 12 months, you must have a compliance certificate issued by the Minnesota Department of Human Rights to bid on any job in this advertisement. Please contact the Department of Human Rights immediately if you need 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)."

This Project has a Disadvantaged Business Enterprises (DBE) goal. See the DBE Special Provisions for requirements.

CITY OF DULUTH
Patrice Stalvig
Purchasing Agent