NOTICE TO BIDDERS

Sealed bids will be received by the City Council of the City of Bettendorf, Scott County, Iowa, at the office of the Director of Public Works until 2:00 o'clock p.m., on the 19th day of April, 2012 for the construction of certain improvements of said City. All sealed bids received will be publicly opened and read aloud at 2:00 o'clock p.m. on the same date at the Municipal Maintenance Center, 4403 Devils Glen Road, Bettendorf, Iowa, and submitted to the City Council for consideration at its next regularly scheduled meeting or at such later time and place as may then be fixed by said Council.

The proposed improvement consists of the following:

New 10-foot wide multi-use path along the east side of Devils Glen Road. The path will extend from Devils Glen Park to Middle Road with a total length of approximately 1.2 miles.

Work includes traffic control, minor grading, concrete removal, concrete path with drainable granular base and drain tile, driveway apron replacement, modular block retaining walls, curb cuts, manhole and utility elevation adjustments, path pavement marking and signing, erosion control and seeding.

The City Clerk has designated that the proposed plans, specifications, and form of contract hereinafter called Proposed Contract Documents be placed on file and are available for inspection at the office of the City of Bettendorf's Consultant, Missman, Inc., 1717 State Street, Suite 201, Bettendorf, Iowa 52722, and by this reference said items are hereby made a part and parcel of this notice.

The contractor awarded the Public Works Capital Improvement Project and subcontractors will undergo a standardized evaluation upon completion of the work. The contractor’s eligibility status for being awarded future Public Works Capital Improvement Projects will be governed by current policies adopted by the City of Bettendorf Council, which will include, but not limited to the evaluation results.

Copies of the Proposed Contract Documents for said improvements may be obtained from the City of Bettendorf's Consultant, Missman, Inc., 1717 State Street, Suite 201, Bettendorf, Iowa 52722, by depositing Twenty Dollars and No Cents ($20.00) for each set of documents. Proposed Contract Documents will be mailed upon request. A Ten Dollar ($10.00) nonrefundable charge will be added to cover the cost of mailing. Only complete sets of the Proposed Contract Documents may be obtained, and only by making said deposit may Proposed Contract Documents be obtained. A refund of the deposit will be made for returned complete Contract Documents in a reusable condition within thirty (30) calendar days of the of the bid date. Digital Copies of the Proposed Contract Documents for said improvements may be obtained from the City’s Consultant at no charge.
The bidder shall print the Form of Proposal to be used as the bidding document. Only bids submitted on the Form of Proposal provided by the Proposed Contract Documents or similar format will be considered. Each bid shall be enclosed and sealed in an envelope with the name and address of the bidder, the name of the project, the project number, and the date and time of the deadline for receipt of bids by the City, all plainly shown on the outside of the envelope and shall addressed to: “Director of Public Works, City of Bettendorf, Municipal Maintenance Center, 4403 Devils Glen Road, Bettendorf, Iowa 52722.”

No bid received may be withdrawn after the deadline for submitting bids for a period of thirty (30) days after said deadline without the consent of the City Council of the City of Bettendorf, Iowa.

A Proposal Guarantee shall accompany each bid as a security that if awarded a contract by the City Council of the City of Bettendorf, Iowa, the bidder will enter into the Contract at the prices bid and furnish the required Performance, Payment and Maintenance Bond in the full amount of the proposed Contract. Said security may be forfeited to the City of Bettendorf and the proceeds retained as liquidated damages if the bidder to whom a Contract is awarded fails to execute the Contract or furnish the required Performance, Payment and Maintenance Bond within ten (10) days after being notified of the award of a Contract.

The Proposal Guarantee shall be enclosed in a separate sealed envelope accompanying an envelope containing a bid. The Proposal Guarantee shall be a certified of cashier’s check drawn upon an Iowa bank or a bank chartered under the laws of the United States or a Credit Union Share Draft drawn upon a Credit Union chartered under the laws of Iowa, payable to the City Treasurer, City of Bettendorf, Iowa, or a bid bond on the City of Bettendorf Bid Bond form. The amount of the Proposal Guarantee shall be seventy thousand dollars and no cents ($70,000.00).

The bidder to whom the Contract is awarded will be required to furnish a Performance, Payment and Maintenance Bond on the form provided in the Proposed Contract Documents from an acceptable surety in the full amount of the proposed Contract guaranteeing the faithful performance of the Contract and the maintenance of said improvements in good repair for not less than two (2) years from the date of acceptance of the improvements by the City.

A deposit of money, a certified check on a solvent bank of the county in which the improvement is to be located, a credit union certified share draft, state or federal bonds, bonds issued by a city, school corporation, or county of this state, or bonds issued on behalf of a drainage or highway paving district of this state may be received in an amount equal to the amount of the bond and held in lieu of a surety on the bond, and when so received the securities shall be held on the terms and conditions applicable to a surety.

The bidder to whom a Contract is awarded shall commence work on said Contract as weather permits. The Contractor will have up to 105 calendar days from the start date or until October 20th in which to complete the work, whichever comes first. The Contractor shall notify the City a minimum of 14 calendar days prior to commencing work on the project. The proposed work shall be completed as noted in the Special Conditions. The City of Bettendorf reserves the right to hold all bids for 60 days before a Notice of Award is delivered to the apparent successful
bidder. The Contract Completion Date shall be no later than October 20th, 2012, regardless of the contract start date. Liquidated damages shall be as outlined below.

For any calendar day beyond 105 days after the start date or beyond October 20th, 2012, that the project has not reached final completion, including the seeding and finishing, the Contractor will be assessed liquidated damages in the amount of Five Hundred Dollars ($500) per day. The total amount so payable by the Contractor as liquidated damages either may be deducted from any monies due or payable to the Contractor by the City or so much thereof as is not so deducted shall be chargeable to and will be payable promptly by such Contractor and his Surety, or either of them, to the City. Such liquidated damages shall be payable to reimburse or compensate, at least in part, the City for (1) the administration of the work covered by such contract or contracts beyond the Contract Completion Date, including the additional expense to the City for supervision, inspection, and superintendence; (2) expenditures resulting from the inability of the City (and the general public) to use the improvement being constructed from and after such Contract Completion Date until the actual date of completion; (3) other miscellaneous obligations and expenditures incurred by the City directly as a result of the failure to complete the work covered by such contract on or before the Contract Completion Date.

Payments will be made in checks drawn upon the City Treasurer from any fund from which payment for such work may be legally made. Periodic progress payments will be paid in the manner outlined in the Special Conditions.

The City will complete an online application to register this Contract with the Iowa Department of Revenue and Finance. The City will distribute tax exemption certificates and authorization letters to the Contractor and all subcontractors who have been identified at or before filing the Performance Bond. These tax exemption certificates and authorization letters are applicable only for a specific project under this Contract.

At or before the time the Performance Bond is filed the Contractor shall provide a listing to the city identifying all subcontractors. The Contractor and subcontractors may make copies of the certificate and present it to each supplier providing construction material a copy of the tax exemption certificate.

By virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the State of Iowa and to Iowa domestic labor. A preference will be given to resident bidders in accordance with Chapter 73A of the Code of Iowa.

The City reserves the right to reject any and all bids and to waive any informalities in the bidding.

CITY OF BETTENDORF, IOWA
Decker Ploehn
City Administrator