

## NOTICE TO BIDDERS

### NOTICE TO BIDDERS AND NOTICE OF PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, FORM OF CONTRACT, AND ESTIMATE OF COST FOR CONSTRUCTION OF "PINICON RIDGE DAM MODIFICATION", FOR LINN COUNTY, IOWA, AND THE TAKING OF BIDS FOR SAID IMPROVEMENTS

Sealed proposals, subject to the conditions contained herein, will be received, opened and tabulated by staff of the Linn County Conservation Board, at the Wickiup Hill Learning Center in Toddville, Iowa, until 10:00 a.m. on the 13<sup>th</sup> day of July, 2022 for:

Construction of "Pinicon Ridge Dam Modification", as hereinafter described in general and as described in detail in the plans and specifications now on file at Rapids Reproductions and [www.questcdn.com](http://www.questcdn.com).

Proposals received will be referred to the Linn County Conservation Board at 12:00 p.m. (noon) on the 25<sup>th</sup> day of July, 2022. Bids will be acted upon at such time or at such later time as may then be fixed. Prior thereto, at said time specified above, in the Board Room – Wickiup Hill Learning Center, 10260 Morrisville Road, Toddville, Iowa 52341, a public hearing will be held on the proposed plans, specifications, form of contract, and estimate of cost for said Improvements, and at said public hearing any interested person may appear and file objections thereto.

The extent of the work involved is the furnishing of labor and new materials for the construction of Modification measures for the existing low head dam located on the Wapsipicon River north of Riverside Park in Central City, IA. The work will generally involve the construction of rock weirs and formations in the river, modifications to the concrete low head dam, portage ramps, and related work.

A pre-bid meeting will be held at 11 AM on July 6<sup>th</sup>, 2022 at Pinicon Ridge Park, 4732 Horseshoe Falls Road, Central City, IA 52214. Attendance is optional.

The Proposal shall be made on the form furnished within the bid package and obtained from WHKS & Co., Engineers, Planners, and Surveyors, and must be accompanied in a sealed envelope by either: (1) a certified check, or a cashier's check drawn on an Iowa bank, or a bank chartered under the laws of the United States, in an amount of 5% of bid amount; or (2) a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, in an amount of 5% of bid amount; or (3) a bid bond executed by a corporation authorized to contract as a surety in the State of Iowa, in the penal sum of 5% of bid amount.

The bid security shall be made payable to the Treasurer of Linn County, Iowa.

The bid security must not contain any conditions either in body or as an endorsement thereon. The bid security shall be forfeited to Treasurer of Linn County as liquidated damages in the event the successful bidder fails or refuses to enter into contract within ten (10) days after the award of contract and post bond satisfactory to the Linn County Conservation Board insuring the faithful fulfillment of the contract and the maintenance of said work, if required, pursuant to the provisions of this notice and the other contract documents. The Linn County Conservation Board will accept bid bond forms that meet the Requirements of Iowa Code, Section 26.8.

Sales Tax Exemption. Contractors and subcontractors shall not include sales tax for material purchases. At the time of the contract acceptance by Linn County Conservation, the prime contractor and all subcontractors will be issued a certificate of exemption.

Bidders shall not be permitted to withdraw their bids for a period of forty-five (45) days after the same are opened.

By virtue of statutory authority, a preference will be given to products and provisions grown and produced within the State of Iowa and to Iowa domestic labor.

In accordance with Iowa statutes, a resident bidder shall be allowed a preference as against a nonresident bidder from a state or foreign country if that state or foreign country gives or requires any preference to bidders from that state or foreign country, including but not limited to any preference to bidders, the imposition of any type of labor force preference, or any other form of preferential treatment to bidders or laborers from that state or foreign country. The preference shall be equal to the preference given or required by the state or foreign country in which the nonresident bidder is a resident. In the instance of a resident labor force preference, a nonresident bidder shall apply the same resident labor force preference to a public improvement in this state as would be required in the construction of a public improvement by the state or foreign country in which the nonresident bidder is a resident.

Bidders will be required to complete a Bidder Status Form from the Iowa Department of Labor regarding the Contractor's resident status within the State of Iowa. Failure to submit a fully completed Bidder Status Form with the bid may result in the bid being deemed nonresponsive and rejected. Bidders will be required to provide one reference from prior similar work. The Reference Form is included in the project specifications. Failure to submit a fully completed Reference Form with the bid may result in the bid being deemed nonresponsive and rejected.

The right is reserved, as the interest of Linn County Conservation may require, to reject all bids, any unresponsive bid and to waive technicalities in bids received.

The Contractor shall commence work after Notice to Proceed is issued and shall be completed on or before August 1<sup>st</sup>, 2024.

Payment to the Contractor for said Project will be made in cash derived from the proceeds of the issuance of bonds and other capital funds as may be legally used for such purposes, governmental grants and/or from cash on hand. Any combination of the above methods of payment may be used at the discretion of the Owner.

The Contractor will be paid each month ninety-five (95) percent of the Engineer's estimate of the value of acceptable work completed at the end of the preceding month. Final payment will be made in accordance with Iowa Code chapters 26 and 573, as amended. No partial or final payment will be due until the Contractor has certified to the County that the materials, labor and services involved in each estimate have been paid for in accordance with the requirements stated in the specifications.

The successful bidder will be required to furnish a bond in an amount equal to one hundred (100) percent of the contract price, said bond to be issued by a responsible surety approved by the Owner and which shall guarantee a faithful performance of the Contract and the terms and conditions therein contained and shall guarantee the prompt payment of all materials and labor and protect and save harmless the Owner from claims and damages of any kind caused by the operations of the

Contractor and shall also guarantee the maintenance of the improvements constructed for a period of one (1) year after completion and acceptance by the Owner.

Plans and specifications governing the construction of the proposed improvements have been prepared by WHKS & Co., Engineers, Planners, and Surveyors, which plans and specifications and the proceedings of the Owner referring to and defining said proposed improvements are hereby made a part of the Notice by reference, and the proposed contract shall be executed in compliance therewith. Copies of said plans and specifications are now on file at Rapids Reproductions and [www.questcdn.com](http://www.questcdn.com).

Plans and specifications are available to download at Rapids Reproductions and [www.questcdn.com](http://www.questcdn.com). Plans and specifications for private use may also be obtained from WHKS & Co., Engineers, Planners, and Surveyors, 1412 6th Street SW, Mason City, IA 50402-1467, for a refundable deposit of \$100.00. If the plans and specifications are not returned to WHKS & Co. within fourteen (14) days after the award of the project and in reusable condition, the deposit shall be forfeited.

Published upon order of the Conservation Board of Linn County, Iowa.

LINN COUNTY CONSERVATION, IOWA

Attest:  Daniel Gibbins  
Conservation Board Administrator