

Advertisement for Bids
Williston Basin International Airport
Williston, North Dakota
AIP NO. 3-38-0084-005-2018

Sealed bids for the construction of airport improvements for Williston Basin International Airport, Williston, North Dakota will be received by the City of Williston, Williston, North Dakota until 3:00 PM CT on May 4, 2018. All bids will be publicly opened and read aloud at the Williston City Commission Meeting Room - City Hall, 22 East Broadway, Williston, North Dakota. The Owner will receive multiple prime bids for general and electrical construction or any combination thereof.

The bid documents are to be mailed or delivered to the City Administrators Office, Attn: Peggy Masters, 22 East Broadway, Second Floor, PO Box 1306, Williston, North Dakota 58802 and shall be sealed and endorsed, "Airport Improvements, Williston Basin International Airport, AIP No 3-38-0084-005-2018" and shall indicate the type and number of contractor's license.

The proposed work includes the following:

Commercial service apron PCC pavements, lighting, signage, and pavement markings.

Plans and specifications are on file and may be seen at the office of Anthony Dudas, Airport Director, 402 Airport Road, Williston, North Dakota and at the office of KLJ, 4585 Coleman Street, Bismarck, North Dakota.

Complete digital project bidding documents are available at www.kljeng.com "Projects for Bid" or www.questcdn.com. You may download the digital plan documents for \$38.00 by inputting Quest project # 5626378 on the website's Project Search page. Please contact QuestCDN.com at 952-233-1632 or info@questcdn.com for assistance in free membership registration, downloading and working with this digital project information. An option paper set of project documents is also available for a non-refundable price of \$125.00 per set at KLJ, 4585 Coleman Street/PO Box 1157, Bismarck, ND 58502 for each set obtained. Contact KLJ at 701-355-8400 if you have any questions.

Each bid shall be accompanied by a separate envelope containing a Bid Bond in a sum equal to five percent (5%) of the maximum bid price, executed by the Bidder as principal and by a surety company authorized to do business in the State of North Dakota, payable to the City of Williston, conditioned that if the principal's bid be accepted and the contract awarded to him, he, within ten (10) days after Notice of Award has been executed, will execute and effect a contract in accordance with the terms of his bid and a contractor's bond as required by law and regulations and determinations of the governing board. The bid security of the two lowest bidders will be retained until the Notice of Award has been executed, but no longer than 60 days. The bid security is a guarantee that the bidder will enter into contract for work described in the Proposal.

The Contractor shall also enclose within the Bid Bond envelope a copy of the bidder's North Dakota Contractor's License or a copy of their latest renewal certificate issued by the Secretary of State as per North Dakota Century Code 43-07-07 and 43-07-12. Any bid not containing this document shall not be acceptable and shall be returned to the Bidder.

The successful Bidder will be required to furnish a Contract Performance Bond and Payment Bond in the full amount of the Contract.

The City of Williston, Williston, North Dakota, reserves the right to hold all bids for a period of 90 days after the date fixed for the opening thereof to reject any and all bids and waive defects and to accept any bids should it be deemed for the public good and also reserves the right to reject the bid of any party who has been delinquent or unfaithful in the performance of any former contract to the Owner.

The successful Bidder will have to obtain a statement from the Office of the State Tax Commissioner showing that all taxes due and owing to the State of North Dakota have paid before the contract can be executed.

NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION to ENSURE EQUAL EMPLOYMENT OPPORTUNITY

1. The Offeror's or Bidder's attention is called to the "Equal Opportunity Clause" and the "Standard Federal Equal Employment Opportunity Construction Contract Specifications" set forth herein.
2. The goals and timetables for minority and female participation, expressed in percentage terms for the Contractor's aggregate workforce in each trade on all construction work in the covered area, are as follows:

Timetables

Goals for minority participation for each trade:	4.4%
Goals for female participation in each trade:	6.9%

These goals are applicable to all of the Contractor's construction work (whether or not it is Federal or federally

assisted) performed in the covered area. If the Contractor performs construction work in a geographical area located outside of the covered area, it shall apply the goals established for such geographical area where the work is actually performed. With regard to this second area, the Contractor also is subject to the goals for both its federally involved and non-federally involved construction.

The Contractor's compliance with the Executive Order and the regulations in 41 CFR Part 60-4 shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR 60-4.3(a) and its efforts to meet the goals. The hours of minority and female employment and training must be substantially uniform throughout the length of the contract, and in each trade, and the Contractor shall make a good faith effort to employ minorities and women evenly on each of its projects. The transfer of minority or female employees or trainees from Contractor to Contractor or from project to project for the sole purpose of meeting the Contractor's goals shall be a violation of the contract, the Executive Order and the regulations in 41 CFR Part 60-4. Compliance with the goals will be measured against the total work hours performed.

3. The Contractor shall provide written notification to the Director of the Office of Federal Contract Compliance Programs (OFCCP) within 10 working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of the subcontract; and the geographical area in which the subcontract is to be performed.
4. As used in this notice and in the contract resulting from this solicitation, the "covered area" is North Dakota, Williams County, City of Williston.

The City of Williston, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders or offerors that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

The requirements of 49 CFR part 26 apply to this contract. It is the policy of the City of Williston to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. The Owner encourages participation by all firms qualifying under this solicitation regardless of business size or ownership.

The Owner's award of this contract is conditioned upon Bidder or Offeror satisfying the good faith effort requirements of 49 CFR §26.53. The successful Bidder or Offeror must provide written confirmation of participation from each of the DBE firms the Bidder or Offeror lists in its commitment within five days after bid opening:

1. The names and addresses of Disadvantaged Business Enterprise (DBE) firms that will participate in the contract;
2. A description of the work that each DBE firm will perform;
3. The dollar amount of the participation of each DBE firm listed under item 1;
4. Written statement from Bidder or Offeror that attests their commitment to use the DBE firm(s) listed under item 1 to meet the Owner's project goal; and
5. If Bidder or Offeror cannot meet the advertised project DBE goal, evidence of good faith efforts undertaken by the Bidder or Offeror as described in appendix A to 49 CFR Part 26.

A full list of Federal Provisions by which the Bidder must comply, are incorporated by reference and contained within the specifications. Federal Contract Provisions are also available at http://www.faa.gov/airports/aip/procurement/federal_contract_provisions/ and include the following:

1. Buy American Preferences – Title 29 USC § 50101
2. Civil Rights – Title VI Assurances 49 USC § 47123 and FAA Order 1400.11
3. Davis Bacon Requirements – 2 CFR § 200, Appendix II(D) and 29 CFR Part 5 (*Applicable to contracts exceeding \$2,000*)
4. Debarment and Suspension – 2 CFR Part 180 (Subpart C), 2 CFR Part 1200, and DOT Order 4200.5 (*Applicable to contracts exceeding \$25,000*)
5. Disadvantaged Business Enterprise – 49 CFR Part 26
6. Trade Restriction Certification – 49 USC § 50104 and 49 CFR Part 30
7. Lobbying Federal Employees – 31 USC § 1352 – Byrd Anti-Lobbying Amendment, 2 CFR Part 200, Appendix II(J), and 49 CFR Part 20, Appendix A (*Applicable to contracts exceeding \$100,000*)
8. Recovered Materials – 2 CFR § 200.322, 40 CFR Part 247, and Solid Waste Disposal Act (*Applicable to contracts exceeding \$10,000*)

A pre-bid meeting will be held on April 24, 2018 at 11:00 AM CT at the Williston City Commission Meeting Room – City Hall, 22 East Broadway, Williston, North Dakota.

Dated this 13th of April 2018.

/s/City of Williston

Publication Dates: April 13, 2018
 April 20, 2018
 April 27, 2018

John Kautzman, City Auditor
City of Williston
Williston, North Dakota