

REQUEST FOR BIDS/INVITATION FOR BIDS
CITY OF WILLISTON
WILLISTON BASIN INTERNATIONAL AIRPORT
AIP Project Number 3-38-0084-005-2018

Sealed bids will be received until **3:00 PM (CENTRAL), June 8th, 2018**, and then publicly opened and read at **City Hall, 22 East Broadway, Williston, North Dakota 58801** for furnishing all labor, materials and equipment and performing all work necessary to: **Construct Electrical Vault**.

Copies of the bid documents including project drawings and technical specifications are on file and may be inspected at:

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| City of Williston, North Dakota (Owner) | Burns & McDonnell Engineering Company, Inc. |
| Office of Anthony Dudas | (Engineer) |
| 402 Airport Road | 8201 Norman Center Drive |
| Williston, North Dakota 58801 | Bloomington, Minnesota 52437 |
| P: 701-577-8100 | P: 816-333-9400 |

Complete digital project bidding documents are available at www.questcdn.com. You may download the digital plan documents by inputting QuestCDN project 5775006 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.

Complete project bidding documents are available through the Williston Builders Exchange.

A mandatory prebid conference for this project will be held at **2:00 PM (CENTRAL) on May 30, 2018** in the City of Williston City Hall. A mandatory project site-visit will be conducted following the pre-bid meeting.

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 90 days. The bid security is a guarantee that the bidder will enter into contract for work described in the Proposal.

Each proposal must be accompanied by a bid guaranty in the amount of **five (5) percent** of the total amount of the bid. The bid guaranty may be by certified check or bid bond made payable to **City of Williston**.

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 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.

Bids may be held by the **City of Williston** for a period not to exceed **90 calendar days** from the date of the bid opening for the purpose of evaluating bids prior to award of contract.

The right is reserved, as the **City of Williston** may require, to reject any bid and also the right to reject all bids.

In accordance with the Davis-Bacon Act, the Contractor is required to comply with the wage and labor requirements and to pay minimum wages in accordance with the schedule of wage rates established by the United States Department of Labor and all state and local requirements.

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 offerers 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.

This project is subject to the requirements of 49 CFR Part 26 **Disadvantaged Business Enterprise Participation**. The owner has established a contract goal of **3.70 percent participation** for small business concerns owned and controlled by qualified disadvantaged business enterprises (DBE). The bidder shall make and document good faith efforts, as defined in Appendix A of 49 CFR Part 26, to meet the established goal.

The Owner's award of this contract is conditioned upon Bidder or Offeror satisfying the good faith effort requirements of 49 CFR §26.53.

As a condition of bid responsiveness, the Bidder or Offeror must submit the following information with their proposal on the forms provided herein:

- 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 (1)
- 4) Written statement from Bidder or Offeror that attests their commitment to use the DBE firm(s) listed under (1) to meet the Owner's project goal;
- 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.

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 (5) days after bid opening.

The requirements of 49 CFR Part 26 apply to this contract. It is the policy of the Owner 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.

Award of contract is also subject to the following Federal provisions:

- Executive Order 11246 and DOL Regulation 41 CFR PART 60 - Affirmative Action to Ensure Equal Employment Opportunity.
- DOL Regulation 29 CFR PART 5 – Davis Bacon Act.
- DOT Regulation 2 CFR PART 180, 2CFR Part 1200, DOT Order 4200.5 - Government Wide Debarment and Suspension and Government wide Requirements for Drug-free Workplace.
- DOT Regulation 49 CFR PART 30 - Denial of Public Works Contracts to Suppliers of Goods and Services of Countries that Deny Contracts to Suppliers of Goods and Services of Countries that Deny Procurement Market Access to U.S. Contractors (Foreign Trade Restriction).
- TITLE 49 United States Code, CHAPTER 50101 – Buy American Preferences.