

# INVITATION TO BID

Sealed proposals for the improvements of the **FORESTWOOD DRIVE RECONSTRUCTION - PHASE 2**, will be received by the CITY OF FERGUSON, Ferguson, Missouri, at Ferguson City Hall office located at 110 Church Street on **May 28, 2015, at 11:00 A.M.** and will be publicly opened and read aloud. Bids received after said time will be returned unopened. **All bids shall be submitted in triplicate in an envelope marked "CITY OF FERGUSON – FORESTWOOD DRIVE RECONSTRUCTION - PHASE 2"**

The proposed work includes the furnishing of materials, tools, equipment and labor necessary for the overlay improvements and repairs for approximately 2,300 feet from Highmont Drive to Ferguson Avenue. The improvements include new sidewalk, curbing, driveway aprons, decorative street lighting, concrete slab replacement, and asphalt overlay, all in accordance with the plans and specifications and other items identified in the contract documents. The contractor is responsible for all items of work necessary to complete the project.

A sanitary sewer project is planned by MSD and will affect this project along Forestwood Drive from Highmont Drive (Sta. 27+00) to Edgehill Drive (Sta. 32+00). The MSD project is expected to begin construction in the winter of 2015. As such, the City's Contractor will be required to initiate his work on the southern  $\frac{3}{4}$  of the project. The City's Contractor will be expected to co-exist with MSD's Contractor on the northern  $\frac{1}{4}$  of this project. It is probable that the MSD construction in this area will be completed by Spring of 2016. The City's Contractor shall anticipate completing the northern  $\frac{1}{4}$  of the project in the Spring/Summer of 2016.

Copies of the plans and specifications may be obtained on April 30, 2015 from WEIS DESIGN GROUP, 16296 Westwoods Business Park Dr., Ellisville, MO. 63021 upon a payment of **One Hundred Dollars (\$100.00)** for each set, which is **non-refundable**. Please make checks payable to "Weis Design Group".

Each bid must be accompanied by a cashier's check or certified check, or a Bid Bond executed by the BIDDER and an approved surety company and payable to the CITY, in an amount not less than five percent (5%) of the sum total of the base bid.

Not less than the prevailing hourly rates of wages that the higher of State or Federal Wage Rates shall prevail, or determined by court on appeal, shall be paid to all workers performing work under this Contract.

The **DBE goal** for this letting is a minimum **12%** of the total contract amount.

All BIDDERS must meet the MoDOT requirements as a CONTRACTOR prior to bid opening in accordance with the Missouri Standard Specification Book for Highway Construction.

A Performance Bond and Payment and Materials Bond are required.

The City of Ferguson hereby notifies all bidders that it will affirmatively ensure that in any contract entered into pursuant to this advertisement, businesses owned and controlled by socially and economically disadvantaged individuals will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, religion, creed, sex, age, ancestry, or national origin in consideration for an award.

In accordance with the Davis-Bacon Act, and the Missouri Prevailing Wage Law, the Contractor will be 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 the Missouri Division of Labor Standards, respectively. The highest rate between the two (Federal and State) for each job classification shall be considered the prevailing wage.

No bid may be withdrawn within thirty (30) days after the scheduled closing time for receipt of bids. The City must first receive MoDOT approval before rejecting bids and awarding the contract. MoDOT will only concur with awarding the contract to the "lowest, responsive, responsible bidder".

The bidder, having examined and being familiar with the local conditions affecting the work, and the contract, contract documents, including the Missouri Highways and Transportation Commission's "Missouri Standard Specification for Highway Construction, 2011" and most current supplement, "St. Louis County Specification for Highway Construction 2014, and most current supplement, and "Missouri Standard Plans for Highway Construction, 2009", and "Standard Construction Specifications for Sewers and Drainage Facilities Metropolitan St. Louis Sewer District, 2009" for all storm water control, Metropolitan St. Louis Sewer District Landscape Guide for Stormwater Best Management Practice Design Rev. 2 May 2012 for roadside bio swales and their revisions, and the request for bid, including appendices, the special provisions and plans, hereby proposes to furnish all labor, materials, equipment, services, etc., required for the performance and completion of the work. All references are to the Missouri Standard Specifications for Highway Construction, as revised, unless otherwise noted.

Bidders are informed that pursuant to Section 285.530, RSMo, as a condition of the award of any contract in excess of five thousand dollars (\$5,000.00), the successful bidder shall, by sworn affidavit and provision of documentation, affirm its enrollment and participation in a federal work authorization program with respect to the employees working in connection to the contracted services. Successful bidders shall also sign an affidavit affirming that it does not knowingly employ any person who is an unauthorized alien in connection to the contracted services (E-Verify).

Missouri law, 292.675 RSMo, requires the Contractor and its subcontractor(s) to provide a ten-hour occupational safety and health administration (OSHA) construction safety program (or a similar program approved by the Missouri Department of Labor and Industrial Relations as a qualified substitute) for their on-site employees (laborers, workmen, drivers, equipment operators and craftsmen) who have not previously completed such a program and are directly engaged in actual construction of the improvement (or working at a nearby or adjacent facility used for construction of the improvement). The Contractor and its subcontractor(s) shall require all such employees to complete this ten-hour program, pursuant to 292.675 RSMo, unless they hold documentation on their prior completion of said program. Penalties for non-compliance include Contractor forfeiture to the City of Ferguson in the amount of \$2,500, plus \$100 per contractor and subcontractor employee for each calendar day such employee is employed beyond the elapsed time period for required program completion under 292.675 RSMo.