

SECTION 1 NOTICE TO BIDDERS

**CITY OF LEE'S SUMMIT, MISSOURI
KANSAS CITY - LEE'S SUMMIT
REGIONAL AIRPORT
General Aviation Terminal
Lee's Summit City Project
#17932172**

Sealed bids subject to the conditions and provisions presented herein will be received until **2:00 PM Prevailing Central Time, May 29, 2025**, and then publicly opened and read in the Howard A Conference Room at City Hall, 220 SE Green Street.; Lee's Summit, MO 64063, for furnishing all labor, materials, equipment and performing all work necessary to construct the **General Aviation Terminal Project**.

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

City Hall; 220 SE Green Street; Lee's Summit, MO 64063
McGraw-Hill Construction Dodge/AGC; 6330 Knox Industrial Drive, 1st Floor; St. Louis, MO 63139 Missouri AGC Construction News; 1221 Jefferson Street, Lower Level; Jefferson City, MO 65109 www.agcmo.org
The Builders' Association; 632 West 39th Street; Kansas City, MO 64111
Crawford, Murphy & Tilly, Inc.; 211 NW Executive Way, Suite H; Lee's Summit, MO 64063

A complete set of bid documents may be obtained electronically through the Quest vBid system at www.QuestCDN.com (Project No. 9543514) **To obtain the Bidding Document files and to submit a bid for the Work, a total fee of \$42 will be required at time of download.** Questions regarding bids shall be directed to Jerry Bollinger, Project Manager, at Crawford, Murphy & Tilly, Inc. gbollinger@cmtengr.com or by calling 317-492-9173. Questions must be submitted at least 7 calendar days prior to the bid opening. Electronic files, beyond those available on the Quest Bid system, will not be available for the bidding of this project.

A prebid conference for this project will be held at **10:00 AM Prevailing Central Time, May 14, 2025** in the Howard A Conference Room at City Hall, 220 SE Green Street; Lee's Summit, MO 64063.

Contract Work Items. This project will involve the work items and estimated quantities shown on the Bid Proposal form at the end of these documents. Prospective bidders are hereby advised that the quantities indicated herein are approximate and are subject to change.

Contract Time. The owner has established a contract performance time of **Four Hundred twenty-five 425 calendar days for building construction and site improvements** from the date of the Notice-to-Proceed. All project work shall be substantially completed within the stated timeframe. This project is subject to liquidated damages as prescribed in the project manual.

Bid Security. No bid will be considered unless accompanied by a bid bond secured by an approved surety or sureties, payable to the owner, for not less than five (5) percent of the total amount of the bid.

Bonding Requirements. The successful bidder will be required to furnish separate performance and payment bonds each in an amount equal to 100% of the contract price at the time of contract execution.

Award of Contract. All proposals submitted in accordance with the instructions presented herein will be subject to evaluation. Bids may be held by the **City of Lee's Summit** for a period not to exceed **(120) one hundred twenty** calendar days from the date of the bid opening for the purpose of conducting the bid evaluation.

Award of contract will be based on the lowest aggregate sum proposal submitted from those bidders that

are confirmed as being responsive and responsible. If more than one base bid is listed in the Proposal Form, the bidder may bid on Base Bid No. 1 and/or Base Bid No. 2. The owner reserves the right to select any one of the combinations of the base bid(s) and alternate bid(s), which in the judgment of the owner, best serves the owner's interest. The right is reserved, as the **City of Lee's Summit** may require, to reject any bid and all bids.

Award of contract is contingent upon the owner receiving Federal-funding assistance under the State Block Grant Program.

Federal Provisions. This project is subject to the following Federal provisions, statutes and regulations:

Equal Employment Opportunity - Executive Order 11246 and 41 CFR Part 60: The Bidder's attention is called to the "Equal Opportunity Clause" and the "Standard Federal Equal Employment Opportunity Construction Contract Specifications" set forth within the supplementary provisions. The successful Bidder shall not discriminate against any employee or applicant for employment because of race, color, religion, sex, or national origin. The Contractor will take affirmative action to ensure that applicants are employed, and that employees are treated during employment without regard to their race, color, religion, sex, or national origin.

Notice of Requirement for Affirmative Action to Ensure Equal Employment Opportunity:

1. The Bidder's attention is called to the "Equal Opportunity Clause" and the "Standard Federal Equal Employment Opportunity Construction Contract Specifications" set forth within the supplementary provisions.
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: **12.7%**. 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 is also 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 **Lee's Summit, Cass and Jackson Counties, Missouri.**

Certification of Nonsegregated Facilities – 41 CFR Part 60: A certification of Nonsegregated Facilities must be submitted prior to the award of a federally-assisted construction contract exceeding \$10,000 which is not exempt from the provisions of the Equal Opportunity Clause.

Contractors receiving federally assisted construction contract awards exceeding \$10,000 which are not exempt from the provisions of the Equal Opportunity Clause will be required to provide for the forwarding of the notice to prospective subcontractors for supplies and construction contracts where the subcontracts exceed \$10,000 and are not exempt from the provisions of the Equal Opportunity Clause. The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001.

Disadvantaged Business Enterprise – 49 CFR Part 26: The requirements of 49 CFR Part 26, Regulations of the U.S. Department of Transportation, apply to this contract. It is the policy of MoDOT and the **City of Lee's Summit, MO** to practice nondiscrimination based on race, color, sex or national origin in the award or performance of this contract. All firms qualifying under this solicitation are encouraged to submit bids/proposals. Awards of this contract will be conditioned upon satisfying the requirements of this section. These requirements apply to all bidders, including those who qualify as a DBE. A DBE contract goal of **Twelve (12%) percent** has been established for this contract. The non-DBE bidder shall subcontract **12 percent** of the dollar value of the base bid(s), excluding any additive alternates, to disadvantaged business enterprises (DBE) or make good faith efforts to meet the DBE contract goal. The bidder and any subcontractor who qualifies as a DBE who subcontracts work to another non-DBE firm must subtract the amount of the non-DBE contract from the total DBE work counted toward the goal, as defined in 49 CFR Part 26.55.

The apparent successful competitor will be required to submit the following information as a condition of bid responsiveness: (1) the names and addresses of 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 participating; (4) written documentation (signed contract proposal) of the bidder's commitment to use a DBE subcontractor whose participation it submits to meet the contract goal; and (5) if the contract goal is not met, evidence of good faith efforts, as described in Appendix A to 49 CFR Part 26.

The apparent successful competitor must provide written confirmation of participation from each of the DBE firms listed in their commitment with the proposal documents as a condition of bid responsiveness.

Davis-Bacon Act, as amended – 29 CFR Part 5: The Contractor is required to comply with wage and labor provisions and to pay minimum wages in accordance with the current schedule of wage rates established by the United States Department of Labor included in the supplementary provisions.

In addition, the contractor will also be required to comply with the wage and labor requirements and pay minimum wages in accordance with the schedule of wage rates established by the Missouri Division of Labor Standards included in the Supplementary Provisions.

The highest rate between the two (Federal and State) for each job classification shall be considered the prevailing wage.

Debarment, Suspension, Ineligibility and Voluntary Exclusion – 49 CFR Part 29: The bidder certifies, by submission of a proposal or acceptance of a contract, that neither it nor its principals are presently debarred, suspended, proposed for debarment, declared ineligible, or voluntarily excluded from participation in this transaction by any Federal department or agency.

Foreign Trade Restriction – 49 CFR Part 30: The Bidder and Bidder's subcontractors, by submission of an offer and/or execution of a contract, is required to certify that it:

- a. is not owned or controlled by one or more citizens of a foreign country included in the list of countries that discriminate against U.S. firms published by the Office of the United States Trade Representative (USTR);
- b. has not knowingly entered into any contract or subcontract for this project with a person that is a citizen or national of a foreign country on said list, or is owned or controlled directly or indirectly by one or more citizens or nationals of a foreign country on said list; or
- c. has not procured any product nor subcontracted for the supply of any product for use on the project that is produced in a foreign country on said list.

Buy American Certificate – Aviation Safety and Capacity Act of 1990: This contract is subject to the "Buy American Preferences" of the Aviation Safety and Capacity Act of 1990. Prospective Bidders are required to certify that steel and manufactured products have been produced in the United States and to clearly identify those items produced or manufactured outside of the United States.

Additional Provisions:

Modification to the project documents may only be made by written addendum by the Owner or Owner's authorized Representative.

The proposal must be made on the forms provided. Bidders must supply all required information prior to the time of bid opening. All required documents must be uploaded to the Quest vBid system prior to the stated bid opening time to be considered a responsive bidder.

SECTION 2 INSTRUCTIONS TO BIDDERS

This section contains excerpts of the bidding requirements from Section 20 of the General Provisions. The bidder's attention is directed to Section 20 for complete details.

1. **BIDS SHALL BE SUBMITTED ELECTRONICALLY THROUGH THE QUEST VBID SYSTEM AT www.QuestCDN.com. EVEN THOUGH BIDS ARE SUBMITTED ELECTRONICALLY, THE FOLLOWING INFORMATION MUST STILL BE EXECUTED AND UPLOADED ELECTRONICALLY AS IT CONTAINS OTHER INFORMATION THAT MUST BE SUBMITTED IN ADDITION TO THE PRICING INFORMATION CONTAINED IN THE BID WORKSHEET SUBMITTED THROUGH QUEST. THE COPY OF THE BID FORM IS TO BE COMPLETED AND SUBMITTED WITH THE BID SECURITY AND THE FOLLOWING EXECUTED DOCUMENTS:**
 - A. **Proposal Form**
 - B. **Buy American Certification**
 - C. **Worker Eligibility Verification Affidavit**
 - D. **Disadvantaged Business Enterprise (DBE) Participation**
2. The apparent low bidder shall submit "evidence of competency" and "evidence of financial responsibility" to the owner no later than 3 business days after the specified date for opening bids.
3. Each bidder shall certify in the Proposal Form at the time of bid submittal that they acknowledge receipt of all issued addenda.
4. No bid will be considered unless accompanied by a bid bond secured by an approved surety or sureties (licensed to conduct surety business in the state of Missouri), payable to the owner, for not less than five (5) percent of the amount of the bid.
5. Proposals, including all required information as outlined herein, shall be uploaded electronically through the Quest vBid System prior to the time and date specified in Section 1, Notice to Bidders. Proposals received after the specified time and date will not receive consideration and will not be accepted.
6. The Owner reserves the right to reject any or all bids, or waive any informalities contained therein, as determined to be in the best interest of the Owner. Causes for rejection of proposals include but are not limited to:
 - Submittal of more than one proposal from the same partnership, firm or corporation;
 - Failure by Bidder to submit the bid prior to the stated time and date for receipt of bids;
 - Failure by Bidder to furnish satisfactory bid guarantee;
 - Failure by Bidder to provide all information required of the bid forms;
 - Failure by Bidder to comply with the requirements of bid instructions;
 - Failure by Bidder to complete the applicable Buy American Certification;
 - Failure by the Bidder to demonstrate good faith efforts in obtaining participation by certified DBE firms;
 - Determination by the Owner that Bidder is not qualified to accomplish the project work;
 - Determination by the Owner that the Bidder has placed conditions on or qualified their proposal;
 - Discovery of any alteration, interlineations or erasure of any project requirement by the Bidder;
 - Inclusion of the Bidder as an Excluded Party in the System for Award Management;
 - Evidence of collusion among bidders.
7. The successful bidder will be required to execute seven (7) copies of a contract within ten (10) days of notice of award and give bond for the full amount of the contract price. The successful bidder will be required to file certificates of Public Liability and Property Damage Insurance.

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8. Certified payrolls shall be submitted weekly to the Owner's engineering firm, Crawford, Murphy & Tilly, Inc. The final payment will not be released until all certified payrolls for labor on the Contract have been filed with the OWNER.
9. The Contractor shall secure all necessary permits and shall pay for all permit costs, bonds, and related fees.
10. The Contractor shall obtain a business license from the City of Lee's Summit prior to issuance of a Notice to Proceed.
11. The City of Lee's Summit intends to take advantage of its sales tax exemption on construction contracts by utilizing procedures outlined in C.C.S.H.C.S.S.C.S.S.B. Nos. 477, 478, 689, 608, and 532 of the Second Regular Session of the 87th General Assembly amending section 144.062, RSMc. In as much as all Missouri sales and use tax will be exempt, contractors need not include any sales tax in their bidding of the construction contract. Compliance with these tax savings procedures is compulsory and for the benefit of the City of Lee's Summit.