

1 **INVITATION TO BID**

2 Sealed Bids for the construction of the **Oxbow-Hickson-Bakke Ring Levee Phase D, Work Package 43D.5,**  
3 **Levee, Storm Sewer, and Streets (WP-43D.5)** will be received at the Cass County Finance Office,  
4 211 9<sup>th</sup> Street South, Fargo, ND 58108-2806, until 2:00 p.m. local time on March 18, 2020, at which time  
5 the Bids received will be publicly opened and read. The Project consists of constructing 300 LF of levee,  
6 2,400 LF of storm sewer installation, 85 LF of sanitary sewer force main installation, 330 LF of curb and  
7 gutter, asphalt roadway patch construction, and other components in Cass County, North Dakota.

8 Bids will be received for a single Contract. Bids will be on a lump sum and unit price basis.

9 This Project will be 100 percent funded by a combination of North Dakota State Water Commission funds,  
10 allocated under HB 1020, and City of Fargo and Cass County sales tax revenues.

11 The Issuing Office for the Bidding Documents is: <https://us1.aconex.com> (Aconex). Prospective Bidders  
12 may obtain copies of the Bidding Documents from the Issuing Office as described below.

13 Following Aconex registration, Prospective Bidder shall e-mail the Program Management Consultant  
14 (PMC) via [FMDiversion@ch2m.com](mailto:FMDiversion@ch2m.com) to request access to the bid package. Allow up to 48 hours for access  
15 to be granted. After access is granted, a complete set of Bidding Documents may be downloaded from  
16 the Issuing Office in portable document format (PDF) files. Printed sets of the Bidding Documents will not  
17 be available from the Issuing Office.

18 Bidding Documents also may be examined at CH2M HILL Engineers, Inc., 64 4th St N, Suite 300, Fargo ND  
19 58102, Monday through Friday between the hours of 9:00 a.m. and 4:00 p.m.

20 A pre-bid conference will be held at 2:30 p.m. local time on March 4, 2020 at the Cass County Courthouse,  
21 211 9<sup>th</sup> Street South, Fargo, ND 58108-2806. The site visit will start at the intersection of Hwy 81 and CR-  
22 25 in Hickson, ND. Arrange personal transportation for the site visit.

23 Attendance at the pre-bid conference and site visit is not mandatory.

24 Each Bid shall be accompanied by a separate envelope containing a Bidder's bond in a sum equal to  
25 five percent (5%) of the full amount of the Bid, executed by the Bidder as principal and by a surety  
26 company authorized to do business in this state, conditioned that if the principal's Bid be accepted and  
27 the contract awarded to them, within ten (10) days after notice of award, Bidder will execute and effect  
28 a contract in accordance with the terms of the Bid and a contractor's bond as required by law and the  
29 regulations and determinations of the governing board.

30 Each bid shall include an acknowledgement of receipt of Addenda. Such acknowledgement shall be on the  
31 form provided in the Instructions to Bidders and shall be included in the separate envelope with the Bid  
32 Bond and North Dakota Contractor's License, or acknowledge receipt of Addenda on the outside of the  
33 Bid envelope.

34 All Bidders should be advised that if awarded, the Contractor shall comply with the (i) American Iron and  
35 Steel requirements; (ii) Civil Rights requirements; (iii) Equal Employment Opportunity requirements; (iv)  
36 create an affirmative action plan; (v) provide evidenced of compliance with the Disadvantaged Business  
37 Enterprises (DBE) participation; (vi) and provide evidence of compliance with the Davis Bacon Act as more  
38 fully set forth in the draft Contract.

39 Each bid shall be accompanied, in the same envelope, by bidder's completed (i) MBE/WBE Subcontractor  
40 Solicitation Information form; (ii) Certification regarding Debarment, Suspension, and other  
41 Responsibilities form; (iii) DBE Subcontractor Utilization form, and (iv) DBE Subcontractor Performance  
42 form.

1 In compliance with Section 43-07-12 of the North Dakota Century Code, each contractor submitting a bid  
2 must have a copy of their North Dakota Contractor's License or certificate of renewal thereof, issued by  
3 the Secretary of State enclosed in the separate bid bond envelope; must be licensed for the highest  
4 amount of Bidder's total bid combination; and such license must have been in effect at least ten (10) days  
5 prior to the date of the bid opening.

6 No bid will be read or considered which does not fully comply with the provisions herein as to bonds and  
7 licenses, MBE/WBE form, Disbarment form, DBE forms, and acknowledgement of Addenda. Any deficient  
8 bid submitted will be resealed and returned to bidder immediately.

9 Bid security shall be made payable to the Owner. Bid security of two lowest Bidders will be retained until  
10 Contract has been awarded and executed, but not longer than 30 days.

11 The Owner reserves the right to reject any or all Bids and to waive informalities therein.

12 Owner: Metro Flood Diversion Authority.

13 By: John Glatzmaier, P.E., Owner's Representative.

14 **END OF SECTION**