

NOTICE TO BIDDERS

NOTICE OF PUBLIC HEARING ON PROPOSED PLANS, SPECIFICATIONS, PROPOSED FORM OF CONTRACT AND ESTIMATE OF COST FOR THE 2023 STONE BENCHES/STEPS RESTORATION, BANK STABILIZATION, PILLSBURY POINT FOR THE CITY OF ARNOLDS PARK, IOWA, AND THE TAKING OF BIDS FOR SUCH IMPROVEMENTS.

Public notice is hereby given that the Council of the City of Arnolds Park, in Dickinson County, Iowa, will meet at Arnolds Park City Hall on Wednesday, December 14, 2022 at 5:30 p.m., at which time and place a hearing will be held on the proposed plans and specifications, form of contract and estimate of cost for the 2023 STONE BENCHES/STEPS RESTORATION, LAKE BANK STABILIZATION, PILLSBURY POINT, in and for said City. Sealed proposals will be received by the City Clerk at the city offices in Arnolds Park, Iowa, until 10:00 a.m. on Wednesday, December 14, 2022 at which time all sealed proposals will be publicly opened, read aloud and tabulated. Proposals received will be acted upon by the Council at the public hearing above specified or at such later time and place as may then be fixed.

The work involved in the 2023 STONE BENCHES/STEPS RESTORATION, LAKE BANK STABILIZATION, PILLSBURY POINT consists generally of the restoration of four (4) historic stone benches, two (2) stone steps and one (1) wood step. The work also includes tree/brush and vegetation removal and seeding of the lake bank.

All work and materials are to be in strict compliance with specifications prepared by Jacobson-Westergard & Associates of Estherville, Iowa, which, together with the proposed form of contract, have heretofore been approved by the Council and are now on file for public examination in the office of the City Clerk, and are by this reference made a part hereof as though fully set out and incorporated herein.

All proposals and bids in connection therewith shall be submitted to the City Clerk on or before the time herein set for receiving proposals. All proposals shall be made on official proposal forms furnished by the Engineer, and must be enclosed in a separate sealed envelope and plainly identified and addressed to City Clerk, City of Arnolds Park, 156 North Highway 71, Arnolds Park, Iowa 51331. Each proposal shall be accompanied by a bid bond, certified check, cashier's check, or a credit union certified share draft in a separate sealed envelope in an amount equal to five percent (5%) of the total amount of the proposal. If bid bond is submitted, it must be on a form approved by the Engineer. The certified check, cashier's check or share draft shall be drawn on a bank or credit union chartered under the laws of the United States of America

and made payable to the Treasurer of the Municipality as security that if awarded a contract by resolution of the Council, the Bidder will enter into a contract at the prices bid and furnish the required performance and payment bonds and certificate of insurance. The certified check, cashier's check or certified share draft may be cashed, or the bid bond forfeited, and the proceeds retained as liquidated damages if the Bidder fails to execute a contract or file acceptable performance and payment bonds or provide an acceptable certificate of insurance within fifteen (15) days after the acceptance of his proposal by resolution of the Council. No bidder may withdraw a proposal within thirty (30) days after the date set for opening bids.

At the said hearing, the Council will consider the plans, specifications, proposed form of contract and the estimate of cost for the project, the same now being on file in the office of the Clerk, reference to which is made for a more detailed and complete description of the proposed work, and at the said time and place, the Council will also receive and consider any objections to said plans, specifications and form of contract or cost of such project made by any interested party.

Payment for the cost of said project will be made in cash from such funds of the City as are legally available, including special assessments and from cash funds of the City as may be legally used for said purpose.

Payment to the Contractor will be made in monthly estimates and one final payment. Monthly estimates will be equivalent to ninety-five percent (95%) of the contract value of the work completed during the preceding calendar month. Estimates will be prepared during the last week of each month by the Contractor, subject to the approval of the Engineer, who will certify each approved estimate to the Council for payment on or before the 15th day of the month following. Such monthly payments shall in no way be construed as an act of acceptance for any part of the work partially or totally completed.

Final payment to the Contractor will be made no earlier than thirty-one (31) days from and after the final acceptance of said work by the City, subject to the conditions and in accordance with the provisions of Chapter 573 of the Code of Iowa. No such partial or final payment will be due until the Contractor has certified that the materials, labor and services involved in the final pay request have been paid for in accordance with the requirements stated in the specifications. Contractors are subject to payment of Iowa income tax on amounts subscribed by law. Before final payment is made the Contractor shall file in duplicate with the Owner

an itemized statement showing the amount of Iowa Sales Tax or Use Tax and to whom paid on all materials which have become part of the finished work.

The work under the contract shall commence after the Notice to Proceed. **Project A – Spring 2023 and Project B – before April 1, 2023 or after September 30, 2023. All work shall be fully complete and ready for operation by June 15, 2024.**

Liquidated damages in the amount of \$200.00 per day will be assessed for each day that the work remains incomplete after the end of the contract period, with due allowance for extension of the contract period granted by the Owner.

By virtue of statutory authority, preference will be given to products and provisions grown within the State of Iowa and to Iowa domestic labor to the extent lawfully required under Iowa statutes, providing that the award of the contract will be made to the lowest responsible bidder submitting the lowest acceptable bid, which shall be without regard to state or local law whereby preference is given on factors other than the amount of the bid.

Plans and specifications may be downloaded free of charge from www.QUESTCDN.COM – eBidDoc#8335979.

The successful Bidder will be required to furnish performance and payment bonds on approved forms in amounts equal to one hundred percent (100%) of the contract price, said bonds to be issued by a responsible surety approved by the Council, and shall guarantee the faithful performance of the contract and the terms and conditions therein contained, and shall guarantee the prompt payment of all materials and labor and protect and save harmless the Municipality from claims and damages of any kind caused by the operation of the Contractor, and shall also guarantee the maintenance in good repair of all work and materials for a period of one year from and after the completion and acceptance of the work by resolution of the Council.

The Council hereby reserves the right to reject any or all bids, to waive informalities and irregularities and to enter into such contract as it may deem to be for the best interests of the Municipality.

Published upon order of the Council of Arnolds Park, Iowa.

CITY OF ARNOLDS PARK, IOWA

Date 11/09/2022

By _____ /s/ Linda Nase
Linda Nase, City Clerk