

CONTRACT PROVISIONS

**132Nd AVENUE EAST AND 53Rd STREET COURT EAST
DRAINAGE IMPROVEMENTS**

City of Edgewood
Bid Set

August 30, 2021



8/30/2021

PREPARED BY:

City of Edgewood
2224 104th Avenue East
Edgewood, WA 98372

CALL FOR BIDS

CITY OF EDGEWOOD

DRAINAGE IMPROVEMENT PROJECT – 132ND AVENUE EAST AND 53RD STREET COURT EAST ENGINEER’S ESTIMATE \$171,526.00

Sealed Proposals will be received by the undersigned at the City of Edgewood, 2224 104th Avenue East, Edgewood, Washington 98372, up to 11:00 am local time on September 20, 2021, for furnishing the necessary labor, materials, equipment, tools, and guarantees thereof to construct the aforementioned Drainage Improvement Project.

This project consists of furnishing all labor, materials and equipment necessary for the construction of paving and drainage improvements at the intersection of 132nd Ave E and 53rd St Ct E, extended south to the end of road and east to Edgewood Dr E, including but not limited to: demolition, storm drainage, asphalt paving preparation and installation, curbing, and shoulder restoration.

The Work shall be substantially complete within 15 working days after the commencement date stated in the Notice to Proceed. All bidding and construction is to be performed in compliance with the Contract Provisions and Contract Plans for this project and any addenda issued thereto that are on file at the office of the City Clerk, City Hall, Edgewood, Washington.

The Proposals will be publicly opened and read aloud shortly after the time and date stated above. Proposals are to be submitted only on the form provided with the Bid Documents. All Proposals must be accompanied by a certified check, postal money order, cashier’s check, or Proposal bond payable to the “City of Edgewood” and in an amount of not less than five percent (5%) of the total Proposal amount.

Bid Documents for this project are available free-of-charge at the following website: <http://gobids.grayandosborne.com>. Bidders are encouraged to register in order to receive automatic email notification of future addenda and to be placed on the Bidders List. For assistance with the website, please call (206) 284-0860. Contract questions shall be directed to Chuck Hendricksen, City Engineer, City of Edgewood, (253) 392-2560.

Financing of the Project has been provided by City of Edgewood, Washington. The City of Edgewood expressly reserves the right to reject any or all Proposals and to waive minor irregularities or informalities in any Proposal.

(Signed)

RACHEL PITZEL, CMC
CITY CLERK

**CONTRACT PROVISIONS
TABLE OF CONTENTS
CITY OF EDGEWOOD
24TH AND MERIDIAN SIDEWALK GAPS**

	<u>PAGE NO.</u>
CALL FOR BIDS	
PART 1. BID DOCUMENTS	
BIDDER’S CHECKLIST	BC-1
PROPOSAL	P-1 – P-6
PROPOSAL BOND.....	PB-1
PART 2. AGREEMENT AND BONDS	
PUBLIC WORKS CONTRACT.....	A-1 – A-14
PERFORMANCE BOND.....	B-1
PUBLIC WORKS PAYMENT BOND	B-2
PART 3. SUPPLEMENTAL GENERAL CONDITIONS AND GENERAL CONDITIONS	
PART 4. SPECIAL PROVISIONS	
PART 5. WAGE RATES	
PART 6. APPENDIX	
Appendix A – Supplemental Bidder Responsibility Criteria	

PART 1
BID DOCUMENTS

BIDDER'S CHECKLIST

1. REQUIRED FORMS

The Bidder shall submit the following forms, which must be executed in full and submitted with the Proposal.

- a. Proposal (including Statement of Bidder's Qualifications) (Pages P-1 - P-10)
- b. Bid Deposit or Proposal Bond (PB-1)

2. SUPPLEMENTAL BIDDER CRITERIA

The Apparent two lowest bidders shall submit to the Contracting Agency the completed Supplemental Bidder Criteria forms in the Appendix by noon of the second business day following the bid submittal deadline.

3. AGREEMENT FORMS

The following forms (a., b., and c.) are to be executed and the following Certificates of Insurance (d. and e.) are to be provided after the Contract is awarded and prior to Contract execution.

- a. Agreement (Pages A-1 - A-15)
- b. Performance Bond (Page B-1)
- c. Public Works Payment Bond (Page B-2)
- d. Certificate of Insurance
- e. Certificate of Builders Risk Insurance

**DRAINAGE IMPROVEMENT PROJECT –
132ND AVENUE EAST AND 53RD STREET COURT EAST**

ENGINEER'S ESTIMATE \$171,526.00

PROPOSAL

City of Edgewood
2224 104th Avenue East
Edgewood, Washington 98372

The undersigned has examined the Work site(s), local conditions, the Contract, and all applicable laws and regulations covering the Work. The following unit and lump sum prices are tendered as an offer to perform the Work in accordance with all of the requirements set forth in the Contract and all applicable laws and regulations.

As required by the Contract, a postal money order, certified check, cashier's check or Proposal bond made payable to the Owner is attached hereto. If this Proposal is accepted and the undersigned fail(s) or refuse(s) to enter into a contract and furnish the required performance bond, labor and material payment bond, special guarantee bonds (if required), required insurance and all other required documentation, the undersigned will forfeit to the Owner an amount equal to five percent of the Proposal amount.

After the date and hour set for submitting the Proposals, no bidder may withdraw its Proposal, unless the Award of the contract is delayed for a period exceeding 60 consecutive calendar days.

The undersigned agrees that in the event it is Awarded the contract for the Work, it shall employ only Contractors and Subcontractors that are duly licensed by the State of Washington and remain so at all times they are in any way involved with the Work.

The undersigned agrees that the Owner reserves the right to reject any or all Proposals and to waive any minor irregularities and informalities in any Proposal.

The undersigned agrees that the Owner reserves the right to Award the Contract to the lowest responsible, responsive bidder whose Proposal is in the best interest of the Owner.

PROPOSAL - Continued

SCHEDULE A: 132ND AVE E AND 53RD ST CT E DRAINAGE IMPROVEMENTS

<u>NO.</u>	<u>ITEM</u>	<u>QTY</u>	<u>UNIT</u>	<u>UNIT PRICE</u>	<u>AMOUNT</u>
1.	Minor Change (1-04.4(1))	1	CALC	\$5,000	\$5,000
2.	Survey (1-05.4(2))	1	LS	\$_____	\$_____
3.	SPCC Plan (1-07.15(1))	1	LS	\$_____	\$_____
4.	Mobilization, cleanup and demobilization (1-09.7)	1	LS	\$_____	\$_____
5.	COVID-19 Safety Plan (1-07)	1	LS	\$_____	\$_____
6.	Temporary Erosion and Sediment Control (8-01)	1	LS	\$_____	\$_____
7.	Temporary Traffic Control (including flaggers)	1	LS	\$_____	\$_____
8.	Sawcutting (2-02)	543	LF	\$_____	\$_____
9.	Removal of Existing Storm (2-02)	1	LS	\$_____	\$_____
10.	Crushed Surfacing Top Course (4-04)	143	TN	\$_____	\$_____
11.	HMA CL. ½ in. PG 58H-22” (5-04)	95	TN	\$_____	\$_____
12.	Schedule A Storm Sewer Pipe 12 In. Diameter (7-04)	512	LF	\$_____	\$_____
13.	Schedule A Storm Sewer Pipe 8 In. Diameter CL52 DI (7-04)	32	LF	\$_____	\$_____
14.	Catch Basin Type I (7-05)	6	EA	\$_____	\$_____
15.	Catch Basin Type II (7-05)	1	EA	\$_____	\$_____
16.	Connection to Drainage Structure (7-05)	1	EA	\$_____	\$_____
17.	HMA Barrier Curb / Raised Edge (8-04)	520	LF	\$_____	\$_____
18.	HMA Driveway Approach (8-06)	2	EA	\$_____	\$_____

PROPOSAL - Continued

BID SUMMARY

Subtotal (Schedule A): \$ _____

Washington State Sales Tax (0% Per W.S. Revenue Rule No. 171): \$ _____ **0.00**

TOTAL CONSTRUCTION COST (SCHEDULE A): \$ _____

Note: A bid must be received on all items.

PROPOSAL - Continued

STATEMENT OF BIDDER'S QUALIFICATIONS

Name of Firm: _____

Address: _____

Telephone No. _____ Fax No. _____

Contact Person for this Project: _____

E-mail: _____

Number of years the Contractor has been engaged in the construction business under the present firm name, as indicated above:

WORK TO BE COMPLETED BY BIDDER

List the Work and the dollar amount thereof that the Bidder will complete with its forces, if awarded the contract.

Work to be Performed	Dollar Amount

PROPOSED SUBCONTRACTORS (Per RCW 39.30.060)

For Proposals exceeding one million dollars, indicate who (either the Contractor submitting this bid or a subcontractor) will be completing the work for each of the categories listed below. Information shall include their Washington State Department of Licensing Contractor's Registration No. This information shall be provided with the Proposal or within one hour after the published Proposal submittal time in accordance with RCW 39.30.060.

Work to be Performed	Subcontractor or Prime (Name and Registration Number)

PROPOSAL - Continued

ADDENDA RECEIVED

Addendum No.	Date Received	Name of Recipient

NOTE: Bidder shall acknowledge receipt of all addenda. Bidder is responsible for verifying the actual number of addenda issued prior to submitting a Proposal.

Subject to any extensions of the Contract time granted under the Contract, the undersigned agrees to substantially complete the Work required under this Contract and to physically complete the Work required under this contract within the working days from when Contract Time begins as indicated in the table below.

	Time from NTP to Substantial Completion	Time from NTP to Physical Completion
Schedule A	15 working days	20 working days

The undersigned has reviewed and fully understands the provisions in the Contract regarding liquidated damages and agrees that liquidated damages shall be \$1,000.00 per day for each and every working day beyond the Contract time allowed for substantial completion until the Substantial Completion Date is achieved and \$500.00 for each and every working day required beyond the Contract Time for physical completion until the Physical Completion Date is achieved.

The undersigned is, and will remain in, full compliance with all Washington State administrative agency requirements including, but not limited to registration requirements of Washington State Department of Labor & Industries for contractors, including but not limited to requirements for bond, proof of insurance and annual registration fee. The undersigned's Washington State:

Dept. of Labor and Industries Workman's Compensation Account No. is _____;
Dept. of Licensing Contractor's Registration No. is _____;
Unified Business Identifier Number is _____;
Excise Tax Registration Number is _____; and
Employment Security Account Number is _____.

The undersigned has reviewed all insurance requirements contained in the Contract and has verified the availability of and the undersigned's eligibility for all required insurance. The undersigned verifies that the cost for all required insurance, has been included in this Proposal.

In relation to claims related in whole or in part to workplace injuries to employees, the undersigned waives any immunity granted under the State Industrial Insurance Law, RCW Title 51. This waiver has been specially negotiated by the parties, which is acknowledged by the undersigned in signing this Proposal.

PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, That we _____

of _____ as principal, and the _____

a corporation duly organized under the laws of the state of _____,
_____ and authorized to do business in the State of
Washington, as surety, are held and firmly bound unto the **CITY OF EDGEWOOD** in the full
and penal sum of five percent of the total amount of the bid proposal of said principal for the
work hereinafter described, for the payment of which, well and truly to be made, we bind our
heirs, executors, administrators and assigns, and successors and assigns, firmly by these presents.

The condition of this bond is such, that whereas the principal herein is herewith
submitting his or its sealed proposal for the following construction project, to wit:

**DRAINAGE IMPROVEMENT PROJECT –
132ND AVENUE EAST AND 53RD STREET COURT EAST**

said bid and proposal, by reference thereto, being made a part hereof.

NOW, THEREFORE, If the said proposal bid by said principal be accepted, and the
contract be awarded to said principal, and if said principal shall duly make and enter into and
execute said Contract and shall furnish bond as required by the **CITY OF EDGEWOOD** within
a period of 10 days from and after said award, exclusive of the day of such award, then this
obligation shall be null and void, otherwise it shall remain and be in full force and effect.

IN TESTIMONY WHEREOF, The principal and surety have caused these presents to be
signed and sealed this _____ day of _____, _____.

(Principal)

(Surety)

(Attorney-in-fact)

PART 2

AGREEMENT AND BONDS