

**NOTICE TO BIDDERS
NOTICE OF PUBLIC HEARING ON PROPOSED PLANS AND SPECIFICATIONS
PROPOSED FORM OF CONTRACT AND ESTIMATE OF COSTS
FOR THE CONSTRUCTION OF CERTAIN GRADING, SANITARY SEWER, WATER
MAIN AND P.C.C. PAVING IMPROVEMENTS
IN THE CITY OF SCHLESWIG, IOWA
AND THE TAKING OF BIDS FOR SUCH IMPROVEMENTS**

Sealed proposals will be received by the City Clerk of the City of Schleswig, at her office in City Hall until **10:00 A.M.** on the **9TH** day of **February, 2009**, for the construction of certain improvements and such other work as may be incidental thereto, as described in the plans and specifications therefor now on file in the office of the City Clerk entitled:

**GRADING, SANITARY SEWER, WATER MAIN & PAVING IMPROVEMENTS
SOUTHERN HEIGHTS SIXTH ADDITION
SCHLESWIG, IOWA**

At said time and place, proposals received will be opened and the results will be announced. Proposals will be acted upon by the City Council immediately following the hearing or at such later time as may then be fixed.

A hearing will be held by the City Council on the proposed plans and specifications and proposed form of contract and estimate of cost for said improvements at a meeting to be held in the Council Chambers at City Hall at **7:05 P.M.** on **February 9, 2009**, and at said hearing, any interested person may appear and file objections thereto.

The improvements consist of approximately 8,650 CY Class 10 Excavation, 3,650 CY Topsoil, 4 EA Manholes, 770 LF 8 IN PVC Sanitary, 213 LF 4 IN PVC Sanitary Service, 334 LF 6 IN PVC Water Main, 1 EA Fire Hydrant Assemblies, 3.8 STA Special Compaction, 1,472 SY 6 IN PCC Pavement, 231 LF 18 IN RCP, 3 EA RA-49 Utility Access, 1 EA RA-40 Intake, Traffic Control and other items incidental thereto.

Each proposal shall be made on a form furnished by the City and must be accompanied by a cashier's or certified check drawn on a bank in Iowa or a bank chartered under the laws of the United States or a certified share draft on a credit union in Iowa or chartered under the laws of the United States or a bid bond executed by a corporation authorized to contract as a surety in Iowa and filed in an envelope separate from the one containing the proposal, sealed and in an amount equal to ten percent (10%) of the amount of the proposal, made payable to the City Treasurer of the City of Schleswig, Iowa, and may be cashed by the City as liquidated damages in the event the successful bidder fails to enter into a contract within 10 days of award and post bond satisfactory to the City insuring the faithful fulfillment of the contract as required by law and the specifications.

Payment to the contractor will be made in cash from funds on hand which may be legally used for such purposes including but not limited to all proceeds of governmental grants or loans as may be obtained. Payment will be made monthly by the City of Schleswig based on estimates of ninety-five percent (95%) of the contract value of the work completed in an acceptable manner. The monthly progress payment will be made within thirty (30) days from the date the progress payment is approved by the City Council. Five percent (5%) of each project estimate will be retained and held as a suspended payment. Final payment will be made not less than thirty (30) days after completion of the work and acceptance by the City Council. Retention of unpaid funds and final payment shall be in accordance with Chapter 573, Code of Iowa, as amended.

The successful bidder will be required to furnish a bond in an amount equal to one hundred percent (100%) of the contract price, said bond to be issued by a responsible surety approved by the City and shall guarantee the faithful performance of the contract and terms and conditions therein contained, shall guarantee the prompt payment for all materials and labor and protect and save harmless the City from claims and damages of any kind caused by the operations of the Contractor, and shall also guarantee the maintenance of all work and materials in good repair for not less than four (4) years from the time of acceptance of the improvements by the Owner.

Plans and specifications governing the construction of the proposed improvements have been prepared by Sundquist Engineering, P.C., Consulting Engineers for the City, which plans and specifications and the proceedings referring to and defining said proposed improvements are hereby made a part of this Notice and the proposed contract by reference, and the proposed contract shall be executed in compliance therewith. Copies of said plans and specifications are now on file in the City Clerk's office at City Hall, for examination by bidders. Copies of said plans and specifications may be obtained from the Engineer at his office at 120 South Main, P.O. Box 220, Denison, Iowa, upon request and deposit of \$40.00, non-refundable.

The work on the proposed contract shall be commenced within 10 calendar days after written Notice to Proceed is issued, and shall be completed by June 30, 2009 for Division 1, August 30, 2009 for Division 2, and October 30, 2009 for Division 3. Contractor may bid on any or all divisions. Liquidated damages in the amount of \$800 per day shall be assessed the contractor for each calendar day that work proceeds on the project beyond the specified completion date, excepting authorized extensions thereof.

By virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the State of Iowa, to materials supplied by companies from within the State of Iowa and to Iowa domestic labor.

The City hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of sex, race, color or national origin in consideration

for an award.

The City reserves the right to reject any or all proposals and to waive informalities.

Published upon order of the City Council of the City of Schleswig, Iowa.

CITY OF SCHLESWIG, IOWA

By: /s/ Jane Smith
City Clerk

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