

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  
HOOP BUILDING  
IN THE CITY OF DENISON, IOWA  
AND THE TAKING OF BIDS FOR SUCH IMPROVEMENTS

Sealed proposals will be received by the Board of Trustees of the Denison Municipal Utilities, at its office in the Municipal Utilities' Service Center, West Broadway & 7th Street, Denison, Iowa, until 9:00 A.M. on the 8th day of September, 2006, for the construction of hoop building 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 Board of Trustees entitled:

HOOP BUILDING  
FOR HOUSING LIME AND LIME SLUDGE MIXTURE  
DENISON, IOWA  
2006

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

A hearing will be held by the Board of Trustees 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 Denison Municipal Utilities' Service Center at 9:15 A.M. on September 12, 2006, and at said hearing, any interested person may appear and file objections thereto.

The improvements generally consist of the following: Install approximately 70' x 150' Hoop Building complete, and other items incidental thereto in accordance with the plans and specifications.

Each proposal shall be made on a form furnished by the Board 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 Denison Municipal Utilities, and may be cashed by the Board 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 Board 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 purpose. Payment will be made monthly by the Denison Municipal Utilities based on estimates of ninety-five percent (95%) 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 Board. 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 Board. 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 Board 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 Denison Municipal Utilities 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 two (2) years from the time of acceptance of the improvements by the Board.

Plans and specifications governing the construction of the proposed improvements have been prepared by Sundquist Engineering, P.C., Consulting Engineers for the Board, 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 with the Board at its office in the Denison Municipal Utilities Service Center, for examination by bidders. Copies of said plans and specifications may be obtained from the Engineer at his office at 120 South Main Street, P.O. Box 220, Denison, Iowa, upon request and deposit of \$25.00, non-refundable.

The work on the proposed contract shall be commenced as soon as possible after the Owner approves contract and bond and shall be completed on the date as stipulated in the proposal form. Liquidated damages in the amount of \$300 per day shall be assessed the contractor for each calendar day that work proceeds on the project beyond the stipulated 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 Board hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority 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 race, color or national origin in consideration for an award.

The Board of Trustees reserves the right to reject any or all proposals and to waive

informalities.

Published upon order of the Board of Trustees of the Denison Municipal Utilities,  
Denison, Iowa.

**DENISON MUNICIPAL UTILITIES**

By: /s/ Renee Vary  
Secretary

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