

GRAND FORKS  
COUNTY HIGHWAY DEPARTMENT

**BIDDERS PROPOSAL**

COUNTY PROJECT NUMBERS  
CP-05(021)

1.080 MILES

HMA MILL & OVERLAY

GRAND FORKS COUNTY

DATE OF LETTING: June 30, 2021

PROPOSAL OF:

INVITATION TO BID  
CP-05(021)  
HMA Mill & Overlay County Road 5

By the order of the Board of County Commissioners of Grand Forks County, North Dakota, I hereby give notice that sealed bids shall be received by the undersigned at the office of the County Highway Department up until 10:00 o'clock a.m., June 30<sup>th</sup>, 2021. Bids shall be publicly opened and read at 10:00 o'clock a.m. for HMA Mill & Overlay of County Road 5. The bids shall be considered at the July 6<sup>th</sup>, 2021 regularly scheduled Commission meeting.

Approximate quantities: Milling Pavement Surface 2-inch 14,400 SY, RAP-Superpave FAA 43 2,000 TON, PG 58-28 120 TON, Digout Subcuts total 980 S.F., Traffic Control, Striping, Rumble Strips. The project completion date: September 1<sup>st</sup>, 2021.

Bids shall be submitted on bidding blanks and in accordance with the approved bidder's instructions and specifications prepared by and available at the office of the County Highway Department, 1700 N Columbia Road, Grand Forks ND 58203.

In compliance with Section 11-11-28 of the North Dakota Century Code, bids to be opened and considered must be accompanied by a bond. A bid shall be accompanied by a separate envelope containing a bidder's bond in a sum equal to five percent of the full amount of the bid, executed by the bidder as principal and by a surety company authorized to do business in the State as a guaranty that the bidder will enter into the contract if it is awarded to him, and that he will furnish the necessary bond. The bidder's bond envelope must be on the outside of the bid package. Each bid shall contain a copy of the license or certificate of renewal thereof issued by the secretary of state enclosed in the required bond envelope. Bidder must be licensed for the full amount of the bid. Each bid shall contain a copy of the certificate of insurance.

The Board reserves the right to reject any or all bids, in whole or in part, and to waive any technicalities.

The Board reserves the right to extend the date for receiving and opening of bids for a period of not to exceed five days when unforeseeable event may warrant such extension, at the discretion of the Board.

Bids must be enclosed in a seal envelope, with a separate envelope for the bidder's bond, both addressed to the County Highway Department and marked on the outside what the bid is for. The County Highway Department is located at 1700 N. Columbia Rd, Grand Forks ND, 58203

Dated at Grand Forks, North Dakota, this 1<sup>st</sup> day of June, 2021.

Debbie Nelson  
County Director of Finance & Tax  
Grand Forks, North Dakota

(Published June 16 & 23)

LEGAL NOTICE

## GRAND FORKS COUNTY HIGHWAY DEPARTMENT

## INSTRUCTION TO BIDDERS

- I. Proposals are requested for the construction of HMA Mill & Overlay Grand Forks County Highway Department Project No. CP-05(021), in accordance with Plans, North Dakota Standard Specification Manual, North Dakota Supplemental Specification and other Contract Documents prepared by the Grand Forks County Highway Department.

A. Form: Each Proposal shall be made in a form prepared there for by the Engineer and included as one of the Contract Documents. All bids and proposals shall contain a statement showing that the bidder or contractor is duly and regularly licensed in the State of North Dakota. The number and class of the license then held by the contractor shall appear upon each bid or proposal. No contract shall be awarded to any contractor unless he is a holder of a license in the class within which the value of the project shall fall as hereinbefore provided. A contractor must be the holder of a license at least ten days prior to the date set for receiving bids to be qualified bidder. The bid shall be submitted in a sealed envelope upon which there is disclosed the following information:

1. The class of license held by the bidder;
2. The number of the bidder's license;
3. The name of the person, firm or corporation submitting the bid;
4. Date on which license was issued or renewed.
5. Certification of Insurance not less than 1,000,000.00 dollars.

A bid submitted without this information on the envelope shall not be considered and shall be returned to the bidder.

B. Modifications: Proposal shall not contain any recapitulation of the work to be done. Alternate proposals will not be considered unless called for. Oral proposals or modification will not be considered.

C. Examination of Contract Documents and Visit to Site;

Before submitting proposal, Bidder's shall carefully examine the Plans, read the Specification and the other Contract Document, shall visit the site of work, and shall fully inform themselves as to all existing conditions, and limitations, and shall include in the proposal a sum to cover the cost of items included in the Contract Documents.

D. Deliver of Proposal: Proposals shall be delivered by the time and the place stipulated in the Advertisement. It is the sole responsibility of the Bidder to see that his proposal received in proper time. Any proposal received after the scheduled closing time for receipt of proposals shall be returned to the Bidder unopened.

E. Withdrawal: Any Bidder may withdrawal his proposal, either personally or by written request, at any time prior to the scheduled closing time for receipt of proposals.

F. Opening; Proposals will be opened and publicly read aloud at the time and place set forth in the Advertisement.

G. Award or Rejection; The Contract will be awarded to the lowest and/or best qualified responsible Bidder complying with those instructions and with the Advertisement. Grand Forks County reserves the right to reject any or all proposals or to waive any informalities or technicality in any proposal in the interest of Grand Forks County. No bidder may withdraw his proposal for a period of 30 days after the date of opening thereof.

- II INTERPRETATION OF DOCUMENTS; If any person contemplating submitting a proposal is in doubt as to the true meaning of an part of the Plans, Specifications or other Contract Documents, or finds discrepancies in or omissions from the Plans or Specifications, he may submit to the Engineer a written request for an interpretation or correction thereof. The person submitting the request will be responsible for its prompt delivery. Any interpretation or correction of the documents will be made only by Addendum duly issued and a copy of the Addendum will be mailed or delivered to each person receiving a set of the Contract Documents. Neither the County nor the Engineer will be responsible for any other explanation or interpretation of the Contract Documents.
- III ADDENDA; Any addenda issued during the time of bidding, or forming part of the Contract Documents loaned to the Bidder for the preparation of his proposal, shall be covered in the proposal, and shall be made a part of the Contract. Receipt of each Addendum shall be acknowledged in the proposal.
- IV BIDDERS INTERESTED IN MORE THAN ONE PROPOSAL; No person, firm or corporation shall be allowed to make, file or to be interested in more than one proposal for the same work, unless alternate proposals are called for. A person firm or corporation who has submitted a sub-proposal to a Bidder's, or who has quoted prices on materials to a Bidder's is not hereby disqualified from submitting a sub-proposal or quoting prices to other Bidder's.
- V PROPOSAL GUARANTY; Each bid must be accompanied by a bidder's bond in the amount of 5 percent of the bid, payable to Grand Forks County. All bonds shall comply with the North Dakota Century Code as amended.
- All such bonds will be returned to the respective unsuccessful Bidder's within ten days after the award is made, except those the County elects to hold until the successful Bidder has executed the Contract. Thereafter all remaining bonds will be returned within ten days.
- VI CERTIFICATE FROM TAX COMMISSIONER; In accordance with Section 43-07-11.1 of the North Dakota Century Code, prior to executing the Contract, the contractor shall submit to Grand Forks County a certificate from and by the Tax Commissioner stating that the Contractor has paid all delinquent income taxes if any, owed to the State pursuant to the provisions of Chapter 57-38 of the above mention code.

Note: The envelope containing this proposal should be marked: Proposal for Grand Forks County Highway Project No. HMA Mill & Overlay CP-05(021) Items, in Grand Forks County.

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(Proposal of Name) \_\_\_\_\_

(Address) \_\_\_\_\_

to furnish and deliver all material and to do and perform all work, in accordance with the 2020 Standard Specification, adopted by the North Dakota Department of Transportation. Standard Drawings currently in effect, and other Contract Provisions submitted herein, of the Grand Forks County Highway Department except as specifically stated otherwise in the "Special Provisions" contained therein, for the improvement of a certain section of County Highway in Grand Forks County, State of North Dakota,

on which proposal will be accepted until 10:00 o'clock a.m., on the 30 day of June 2021, this highway being known as Grand Forks County Highway Department.

Project No. HMA Mill & Overlay CP-05(021). Said projects being situated County Wide.

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To the County Engineer of the Grand Forks County Highway Department Grand Forks, North Dakota

Sir:

In accordance with Advertisement and Notice to Contractors of the Grand Forks County Highway Department, inviting proposals for the improvement of the section of highway hereinbefore named, and in conformity with the plans and specification, on file in the office of the Grand Forks County Highway Department, I/We hereby certify that I am/we are the only person or persons interested in this proposal as principals; that it is made without collusion with any person, firm or corporation; that an examination has been made of the specifications and Contract Form including "Special Provisions" contained therein, also the Plans, and the site of the work, and propose to furnish all necessary machinery, equipment, tools labor and other means of construction, and to furnish all materials specified, in the manner and at the time specified and understand that the quantities of work as shown herein are approximate only and are subject to increase or decrease, and further understand that all quantities of work whether increased or decreased, are to be preformed at the following unit prices (except as provided in said specification)

The Highway Department reserves the right to reject any or all bids, in whole or in part, and to waive any technicalities.



GRAND FORKS COUNTY HIGHWAY DEPARTMENT

PROPOSAL

It is further proposed that this bidder will:

Do all "Extra Work" which may be required to complete the work contemplated at the unit prices or lump sums, to be agreed upon in writing prior to starting such extra work or if such price or sums cannot be agreed upon, to perform such work on a "Force Account" basis, as provided for in the specifications.

Obtain all required license and authority as may be required by law or foreign corporations prior to executing the contract and agrees that failure to do so shall constitute a default and grounds for forfeiture of proposal guarantee.

Begin work within ten calendar days from the date of the "Notice to Proceed" and to prosecute said work so as to complete the roadway and its appurtenances on or before September 1, 2021.

Comply with requirements of Title 65, North Dakota Century Code, as amended, known as the Workmen's Compensation Act.

\_\_\_\_\_  
Contractor

By \_\_\_\_\_

Title \_\_\_\_\_

Dated \_\_\_\_\_, 2021

GRAND FOR COUNTY HIGHWAY DEPARTMENT

CONTRACT

This agreement made and entered into by the Grand Forks County Highway Department, party of the first part, and

PARTY OF THE SECOND PART (hereinafter called Contractor), WITNESSETH:

1. That, for and in consideration of the payments hereinafter mention to be made by the party of the first part, the Contractor promised and agrees to furnish and deliver all the material and to do and perform all the work and labor required to be furnished and delivered, and to pay or cause to be paid as they become due, all claims for any work or labor performed including that performed repairing machinery and equipment, or renting any equipment and machinery or furnishing any, hand tools, or materials or insurance premiums or supplies used for machinery and equipment, all as done and performed in and about the improvement and construction of a certain portion of the public highway

known as Grand Forks County Highway Department Project No. CP-05(021)

in Grand Forks County, North Dakota for HMA Mill & Overlay item. In accordance with item numbers and quantities listed in the proposal and the limits of Projects as shown in the plans approved by the County Engineer of Grand Forks County Highway Dep't. June 2021, a length of 1.080 miles in strict and entire conformity with provisions of this contract, and bond and proposal, and the plans and specifications approved by the County Engineer, copies of which are hereto attached, and which said plans and specifications and proposal and bond are hereby made a part of this agreement. As fully and to the same effect as if the same had been set forth in the body of this agreement.

2. The party of the first part agrees and promised to pay to the Contractor for said work, when completed and accepted in accordance with the provisions of this contract, the price set forth in the said proposal, amounting approximately to

\_\_\_\_\_ Dollars (\$ \_\_\_\_\_), payment to be made as provided in said specification upon presentation of the proper certification of the County Engineer of the Grand Forks County Highway Department, or his representatives, and under to terms of this contract.

3. The said work shall be done in accordance with the terms of this agreement and the laws of the State of North Dakota under direct supervision and to the entire satisfaction of the Grand Forks County Highway Department.

4. The decision of said County Engineer upon any question connected with the execution of this agreement or any failure or delay in the prosecution of the work by the said Contractor shall be final and conclusive.

5. The Contractor shall begin construction work when so ordered by the Grand Forks County Highway Department and shall maintain at all times thereon a maximum and effective force.

6. The said work shall be completed by September 1<sup>st</sup> 2021.

In Witness Whereof, the parties to this contract have hereunto set their hand and seals this \_\_\_\_\_ day of \_\_\_\_\_, 2021.

GRAND FORKS COUNTY STATE OF NORTH DAKOTA

\_\_\_\_\_  
Chairman of the Board of Grand Forks County  
Commissioner, Party of the First Part

WITNESS TO CONTRACTOR'S SIGNATURE

\_\_\_\_\_

\_\_\_\_\_  
Grand Forks County Auditor

Contractor \_\_\_\_\_

By \_\_\_\_\_

Title \_\_\_\_\_

Party of the Second Part



# PROPOSED PROGRESS CHART

North Dakota Department of Transportation, Construction Services  
SFN 7721 (Rev. 12-2011)

Bid Opening Date
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**This Block To Be Completed by Contractor**

Project No.
County
Contractor
Proposed Starting Date

**Department Use Only:**

Completion Date Contract _____ with _____ guaranteed	
working day counted from _____ or from the actual date on which on-site work is started, whichever is earlier.	
Working Day Contract _____ working days counted from _____ or from the actual date on which on-site work is started, whichever is earlier.	
Contract Amount \$	Engineer

Prime Contractor       DBE Subcontractor

TYPE OF OPERATION	YEAR	PROPOSED WORK SCHEDULE																
		Jan.	Feb.	March	April	May	June	July	Aug.	Sept.	Oct.	Nov.	Dec.					
	2020																	
	2021																	
<b>Contractor:</b> Enter estimate % contract completion to date for end of each month	2020																	
	2021																	
	2022																	
<b>Department Use Only:</b> Actual % completion to date	2020																	
	2021																	
	2022																	

Contractor to submit Proposed Progress Chart within 10 days after opening of bids to: Grand Forks County Highway Department, P.O. Box 5682, Grand Forks, ND 58206

Signed: \_\_\_\_\_ Date: \_\_\_\_\_