

ADVERTISEMENT FOR BIDS

Separate sealed BIDS for the construction of the following project will be received at the office of the **City of Elk River, 13065 Orono Parkway, Elk River, MN 55330**, until **10:00 am**, local time, **Thursday, July 9th, 2009** and then at said office publicly opened and read aloud:

SP 204-090-001 (Minn. project No STPX 7109 (231))
City Project No. 226163D

Great Northern Trail from County Road 33 to the North Municipal Boundary

Minimum wage rates to be paid by the Contractors have been predetermined and are subject to the Work Hours Act of 1962, P.L. 87-581 and implementing regulations.

READ CAREFULLY THE WAGE SCALES AND DIVISION A OF THE SPECIAL PROVISIONS AS THEY AFFECT THIS/THESE PROJECT/PROJECTS

The Minnesota Department of Transportation hereby notifies all bidders: in accordance with Title VI of the Civil Rights Act of 1964 (Act), as amended and Title 49, Code of Federal Regulations, Subtitle A Part 21, Non-discrimination in Federally-assisted programs of the Department of Transportation, it will affirmatively assure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded maximum opportunity to participate and/or to submit bids in response to this invitation, and will not be discriminated against on the grounds of race, color, disability, age, religion, sex or national origin in consideration for an award;

in accordance with Title VI of the Civil Rights Act of 1964 as amended, and Title 23, Code of Federal Regulations, Part 230 Subpart A-Equal Employment Opportunity on Federal and Federal-Aid Construction Contracts (including supportive services), it will affirmatively assure increased participation of minority groups and disadvantaged persons and women in all phases of the highway construction industry, and that on any project constructed pursuant to this advertisement equal employment opportunity will be provided to all persons without regard to their race, color, disability, age, religion, sex or national origin;

in accordance with the Minnesota Human Rights Act, Minnesota Statute 363A.08 Unfair discriminatory Practices, it will affirmatively assure that on any project constructed pursuant to this advertisement equal employment opportunity will be offered to all persons without regard to race, color, creed, religion, national origin, sex, marital status, status with regard to public assistance, membership or activity in a local commission, disability, sexual orientation, or age;

in accordance with the Minnesota Human Rights Act, Minnesota Statute 363A.36 Certificates of Compliance for Public Contracts, and 363A.37 Rules for Certificates of Compliance, it will assure that appropriate parties to any contract entered into pursuant to this advertisement possess valid Certificates of Compliance.

If you are not a current holder of a compliance certificate issued by the Minnesota Department of Human Rights and intend to bid on any job in this advertisement you must contact the Department of Human Rights immediately for assistance in obtaining a certificate.

The following notice from the Minnesota Department of Human Rights applies to all contractors:

"It is hereby agreed between the parties that Minnesota Statute, section 363A.36 and Minnesota Rules, parts 5000.3400 to 5000.3600 are incorporated into any contract between these parties based on this specification or any modification of it. A copy of Minnesota Statute 363A.36 and Minnesota Rules, parts 5000.3400 to 5000.3600 is available upon request from the contracting agency."

"It is hereby agreed between the parties that this agency will require affirmative action requirements be met by contractors in relation to Minnesota Statute 363A.36 and Minnesota Rules 5000.3600. Failure by a contractor to implement an affirmative action plan or make a good faith effort shall result in revocation of its certificate or revocation of the contract (Minnesota Statute 363A.36, Subd. 2 and 3)."

Said Construction generally consists of grading, aggregate base, paving, and restoration. The work includes the following approximate quantities of work:

Common Excavation – 762 Cu Yds
Aggregate Base CL 5 – 1,532 tons
Seeding – 2.25 acres

Subgrade Preparation – 122.6 Rd. Station
Bituminous Mixture – 2,395 tons

Plan, Specifications and Contract Documents may be purchased or examined at the City of Elk River's City Hall, 13065 Orono Parkway, Elk River, MN 55330 upon payment of \$50.00 for each set (non-refundable).

Each bid must be accompanied by a bid bond, cashier's check or a certified check payable to the City of Elk River, Minnesota, for at least five (5) percent of the amount of the bid, which amount shall be forfeited to the City of Elk River, Minnesota, as liquidated damages if the bidder, upon the letting of the contract to them shall fail to enter into the contract so let; the City Council reserving the right to reject any and all bids.

A Performance and Payment Bond, as required by the Contract, by a surety company authorized to do business in the State of Minnesota will be required with the contract. (Personal bonds will not be accepted.)

All proposals must be addressed to Lori Johnson, City Administrator of the City of Elk River, Minnesota and shall have endorsed thereon:

SP 204-090-001
City Project No. 226163D
Great Northern Trail

Dated at Elk River, Minnesota this 12th day of June 2009.

LORI JOHNSON
City Administrator