

## **ADVERTISEMENT FOR BIDS**

## **Section A**

NOTICE is hereby given that **Town of Flora, Mississippi**, will receive written sealed bids until the hour of **2:00 PM**, local time on, **Friday, September 28, 2018** at the **Board Room** of the **Flora Town Hall** located at **168 Carter Street, Flora, MS 39071 (601-879-8686)** for the furnishing of all labor and materials, and for performing all activities specified in the Contract Documents, for the construction of **MS Highway 22 East Water System Improvements**.

The project includes **modifications and improvements to the existing municipal water system located along Hwy 22 in the eastern portion of the Town of Flora, Madison County, Mississippi**. The Contract Time will be **sixty (60)** consecutive calendar days, and the liquidated damages will be **\$250** per consecutive calendar day thereafter.

Plans, contract documents and proposal forms are on file for public inspection in the office of the **Town Clerk, Town of Flora, 168 Carter Street, Flora, MS 39071 (601-879-8686)**. One complete set of the contract documents, specifications and plans may be procured from **Williford Engineering, Inc., 188 Sundial Road, Madison, MS 39110 (601-955-6504)**, upon payment of **\$100**, none of which is refundable.

All bids will be publicly opened and read aloud at the time set forth above at the **Board Room in the Town Hall** of the **Town of Flora, 168 Carter Street, Flora, MS 39071**. Bids will be considered by the **Mayor and Board of Aldermen of the Town of Flora** at the next regular meeting thereof to be held within **thirty (30)** days of the date of receipt of bids.

Any contract awarded under this advertisement for bids is expected to be financed by funds from the **Town of Flora, MS**. Neither the State of Mississippi, the U.S. Government, nor any of their departments, agencies or employees is or will be a party to this advertisement for bids or any resulting construction contract. This procurement will be subject to the **MS State Purchasing Laws**.

**The Town of Flora** reserves the right to waive any and all informalities in the bidding and to reject any and all bids.

As approved by the **Mayor and Board of Alderman of the Town of Flora**, this the **14<sup>th</sup>** day of **August, 2018**.

Notes: Forward to the **Madison County Journal** on **August 28, 2018**  
Forward to the **Mississippi Contract Procurement Center** on **August 29, 2018**  
Publish as a legal ad in the **Madison County Journal** on **August 30 and September 6, 2018**  
Furnish bill and proof of publication to the **April Dunlap, Town Clerk, P.O. Box 218, Flora, MS 39071**

Proposal of \_\_\_\_\_ (hereinafter called "BIDDER"), organized and existing under the laws of the State of \_\_\_\_\_ do business as a corporation, or a partnership or an individual, (strike out those not applicable) to the **Town of Flora, Mississippi** (hereinafter called "OWNER"). In compliance with your advertisement for Bids, BIDDER hereby proposes to perform all WORK for the **MS Highway 22 East Water System Improvements, Town of Flora, Mississippi** in strict accordance with the CONTRACT DOCUMENTS, within the time set forth herein, and at the prices stated below. By submission of the BID, each BIDDER certifies, and in the case of a joint BID each party thereto certifies as to its own organization, that this BID has been developed independently, without consultation, communication or agreement as to any matter relating to this BID with any other BIDDER or with any competitor.

BIDDER hereby agrees to commence WORK under this contract on or before a date to be specified in a written "NOTICE TO PROCEED" and to fully complete the Project(s) within **Sixty (60)** consecutive calendar days thereafter. BIDDER further agrees to pay as liquidated damages, the sum of **\$250/day** for each consecutive calendar day thereafter as provided for elsewhere in these CONTRACT DOCUMENTS.

BIDDER ACKNOWLEDGES receipt of the following ADDENDA:

NUMBER	DATE
_____	_____
_____	_____
_____	_____

Each BIDDER is responsible for inspecting the site and for reading and being thoroughly familiar with the CONTRACT DOCUMENTS. The failure or omission of any BIDDER to do any of the foregoing shall in no way relieve any BIDDER from any obligation in respect to this bid.

BIDDER understands that the quantities mentioned below are approximate only and are subject to either increase or decrease, and hereby proposes to perform any increased or decreased quantities of work at the Unit Price Bid.

In accordance with the requirements of the Plans, Specifications and Contract Documents, BIDDER proposes to furnish all necessary materials, equipment, labor, tools and other means of construction and to construct the Project in accordance with the Contract Documents within the specified Contract Time for the following Unit Prices or Lump Sum amounts specified. BIDDER further agrees to execute the contract agreement as bound herein within ten (10) days after receipt of contract forms from the OWNER.

## Section C

BIDDER also proposes to execute a Performance Bond and a Payment Bond, as shown in the Specifications, each in an amount of not less than **one hundred percent (100%)** of the total of the Base Bid, unless the bid is less than \$50,000. These Bonds shall not only serve to guarantee the completion of the work on the BIDDERS part, but also to guarantee the excellence of both workmanship and materials until the work is finally accepted. If the bid is less than \$50,000, this requirement shall be waived.

The ENGINEER is **Williford Engineering Inc., 188 Sundial Road, Madison, Mississippi 39110.**

BIDDER agrees to perform all the work described in the CONTRACT DOCUMENTS for the following unit prices or base bid amount:

**NOTES:**

1. Unit price amounts are to be shown in figures where indicated. Where a discrepancy in the unit price and the extension of any items occurs, the unit price will govern.
2. Unit prices shall include all labor, materials, bonding, removal, overhead, profit, insurance, etc., to cover the finished work of the several kinds called for.
3. Any erasure, change or alternation of any kind must be initialed by the BIDDER.
4. Bid prices shall include sales tax and all other applicable taxes and fees.
5. Any item of work not specified on the Proposal as a separate pay item or indicated as an absorbed cost in a pay item, but which is incidental to completion of the work shall be considered as an absorbed cost with full compensation included.
6. OWNER reserves the right to award any combination of base and alternate bids (if any) it deems advantageous and, in the event, that all specified bid item units are lump sum (LS), the OWNER further reserves the right to delete any such item or combination of such items from the project.
7. The OWNER intends to award one contract for the proposed project as described on the Proposal Form, and agrees not to subdivide the work between Contractors. Award will be made based on the lowest total cost of the base bid and/or all alternate bids, or any combination thereof.

<u>ITEM NO.</u>	<u>ITEM DESCRIPTION</u>	<u>ITEM UNIT</u>	<u>ESTIMATED QUANTITY</u>	<u>UNIT PRICE</u>	<u>TOTAL PRICE</u>
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**(SEE FOLLOWING SHEETS FOR BID ITEMS)**

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RESPECTFULLY SUBMITTED BY:

CONTRACTOR(S)\_\_\_\_\_

SIGNATURE\_\_\_\_\_

NAME AND TITLE\_\_\_\_\_

ADDRESS\_\_\_\_\_

(SEAL)

IF BY CORPORATION



**BIDDER'S AFFIDAVIT****Section C Supplement**

STATE OF MISSISSIPPI  
COUNTY OF \_\_\_\_\_

I, \_\_\_\_\_  
(name of person signing affidavit)  
individually, and in my capacity as \_\_\_\_\_ of \_\_\_\_\_  
(title) (name of firm, partnership or corporation)  
being duly sworn, on oath do depose and say as follows:

(a) That \_\_\_\_\_, Bidder on **MS Highway 22 East Water System Improvements, Town of Flora, Madison County, Mississippi** has not either directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this contract; nor have any of its officers, partners, employees or principal owners.

(b) further, that neither said legal entity nor any of its directors, officers, partners, principal owners or managerial employees are currently debarred from bidding on public contracts by the State of Mississippi or any of its agencies; or by one or more of the other states or any of their agencies; or by the Federal Highway Administration.

Signature \_\_\_\_\_

Title \_\_\_\_\_

(SEAL)

Sworn before me this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_.

\_\_\_\_\_  
Notary Public

My commission expires \_\_\_\_\_.

**NOTE: FAILURE TO PROPERLY SIGN AND NOTARIZE THIS AFFIDAVIT WILL DISQUALIFY THE BID.**

## CORPORATE CERTIFICATE

## Section D

I , \_\_\_\_\_, certify that I am the Secretary of the Corporation named as CONTRACTOR in the foregoing Proposal; that \_\_\_\_\_ who signed said Proposal on behalf of the CONTRACTOR, was then \_\_\_\_\_ of said corporation; that said Proposal for **MS Highway 22 East Water System Improvements, Town of Flora, Madison County, Mississippi** was duly signed for and in behalf of said Corporation by authority of its governing body and is within the scope of its corporate powers.

Name: \_\_\_\_\_

Title: \_\_\_\_\_

Signature: \_\_\_\_\_

(CORPORATE SEAL)

**PARTNERSHIP CERTIFICATE**

**Section D**

STATE OF \_\_\_\_\_)

\_\_\_\_\_)

ss:

COUNTY OF \_\_\_\_\_)

On this \_\_\_\_ day of \_\_\_\_\_, 20\_\_, before me personally appeared

\_\_\_\_\_, known to be and known by me to be the person  
who executed the above instrument, who being by me first duly sworn, did depose and say that he is general  
partner in the firm of \_\_\_\_\_; that said firm consists of himself and

\_\_\_\_\_; and that he executed  
the foregoing instrument for and on behalf of said firm for **MS Highway 22 East Water System  
Improvements, Town of Flora, Madison County, Mississippi** for the uses and purposes stated herein.

Name: \_\_\_\_\_

Signature: \_\_\_\_\_

Notary Public in and for the

County of \_\_\_\_\_

State of \_\_\_\_\_

(Notary Seal)

My Commission Expires: \_\_\_\_\_

## **BID BOND**

## **Section E**

KNOW ALL MEN BY THESE PRESENTS, that we, the undersigned, \_\_\_\_\_ as Principal, and \_\_\_\_\_ as surety, are hereby held and firmly bound unto **Town of Flora, Mississippi** as OWNER in the penal sum of **5% of base bid** for the payment of which, well and truly to be made, we hereby jointly and severally bind ourselves, successors and assigns. Signed this \_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_. The Condition of the above obligation is such that whereas the Principal has submitted to the **Town of Flora, Mississippi** a certain BID, attached hereto and hereby made a part thereof to enter into a contract in writing, for the **MS Highway 22 East Water System Improvements, Town of Flora, Madison County, Mississippi**.

NOW, THEREFORE,

- (a) If said BID shall be rejected, or,
- (b) If said BID shall be accepted and the Principal shall execute and deliver a contract on the Contract form as attached hereto (properly completed in accordance with said BID) and shall furnish BONDS for his faithful performance of said contract, and for the payment of all persons performing labor or furnishing materials in connection herewith, and shall in all other respects perform the agreement created by the acceptance of said BID, then this obligation shall be void, otherwise the same shall remain in effect; it being expressly understood and agreed that the liability of the Surety for any and all claims hereunder shall, in no event, exceed the penal amount of this obligation as herein stated.

The Surety, for value received, hereby stipulates and agrees that the obligations of said Surety and its BOND shall be in no way impaired or affected by any extension of the time within which the OWNER may accept such BID; and said Surety does hereby waive notice of any such extension.

IN WITNESS WHEREOF, the Principal and the Surety have hereunto set their hands and seals, and such of them as are corporations have caused their corporate seals to be hereto affixed and these present to be signed by their officers, the day and year first set forth above.

**BID BOND**

**Section E**

\_\_\_\_\_ (L.S.)

Principal

Surety\_\_\_\_\_

BY:\_\_\_\_\_

IMPORTANT: Surety companies executing BONDS must appear on the Treasury Department's most current list (Circular 570 as amended) and be authorized to transact business in the state where the project is located.