

**SECTION 901
ADVERTISEMENT FOR BIDS**

Notice is hereby given that the City of Biloxi, Mississippi, will receive sealed bids at the Mayor's Office, City Hall, second floor, until 4:00 p.m. on Wednesday, the **22nd day of July, 2015**, for the following:

Rue Petit Bois Drainage Phase II

Work on which proposals are invited consists of removal and replacement of approximately 800 LF of storm drain pipe in the Rue Petit Bois Subdivision, and associated ancillary work. Location of said work is Rue Palafox in Biloxi, Mississippi.

The maximum time allowable for completion of said project is one hundred eighty (180) calendar days following the CITY'S written order to commence (Notice to Proceed).

A PRE-BID MEETING will be held at **10:00 am on Tuesday, July 14, 2015**, at City of Biloxi Public Works Department, 214A Delauney Street, Biloxi, MS. It is strongly recommended that all prospective Bidders attend. It is also suggested that all potential subcontractors and interested parties attend.

The successful bidder will be required to furnish a 100% Payment and Performance Bond if the bid equals or exceeds \$25,000. If the bid is less than \$25,000, the City of Biloxi may elect to make a lump sum payment at the completion of the job, in which case a payment and performance bond shall not be required.

Proposals must be accompanied by a Proposal Guaranty consisting of a Bid Bond, Cashier's Check or Certified Check in the amount of 5% of the amount of the bid.

All persons having a contract with the City of Biloxi must adhere to the City's policy concerning non-discrimination without regard to race, creed, color, age, sex, national origin, or handicap.

On bids which equal or exceed \$50,000, Certificate of Responsibility classification issued by the Mississippi State Board of Contractors shall be written on the outside of the envelope containing the bids. Bids of less than \$50,000 will be marked on the outside that the bid contained within does not exceed \$50,000.

Bids, which are for work outside of the classification listed for any bidder, shall be returned unopened.

Copies of the plans, specifications and proposal documents are on file with the City of Biloxi Engineering Division, which is located at 214A Delauney Street, Biloxi, Mississippi (the Public Works Office Building), (228) 435-6271. Plans and specifications may be examined without charge during regular business hours (7:00 a.m. - 4:00 p.m., Monday - Friday), and may be obtained from the same office upon non-refundable payment of \$100.00.

"Mississippi Standard Specifications for Road and Bridge Construction, 1990 Edition" as referred to herein, may be purchased from the Mississippi Department of Transportation, or a digital copy is available from the City of Biloxi Engineering Division.

Preference shall be given to resident contractors, and a nonresident bidder domiciled in a state, city, county, parish, province, nation or political subdivision having laws granting preference to local contractors shall be awarded Mississippi public contracts only on the same basis as the nonresident bidder's state, city, county, parish, province, nation or political subdivision awards contracts to Mississippi contractors bidding under similar circumstances. In order to ensure that Mississippi's so-called Golden Rule is followed, state law requires a non-resident bidder to

attach to his bid a copy of his resident state's current law pertaining to such state's treatment of non-resident contractors. Resident contractors actually domiciled in Mississippi, be they corporate, individuals or partnerships, are to be granted preference over nonresidents in awarding of contracts in the same manner and to the same extent as provided by the laws of the state, city, county, parish, province, nation, or political subdivision of domicile of the nonresident.

The ability to obtain any insurance required by the contract documents which does not require proof of coverage to be contained in the submitted bid (such as bid bonds), must be demonstrated in the bid by the means specified in the contract documents. Proof of actual insurance coverage must be submitted within five (5) business days from the bid acceptance.

In compliance with the laws of the State of Mississippi, in choosing materials for the project, the successful bidder shall be required to give preference to materials grown, produced, prepared, made or manufactured within the State of Mississippi. The foregoing notwithstanding, no preference shall be given to materials grown, produced, prepared, made or manufactured in the State of Mississippi when other materials of like quality produced outside the State of Mississippi may be purchased or secured at less cost, or any other materials of better quality produced outside the State of Mississippi can be secured at a reasonable cost. The Contractor shall not use any materials on the project that are grown, produced, prepared, made or manufactured outside of the United States. If such materials are not available, then those which are grown, produced, prepared, made or manufactured outside the United States may be used.

This project is funded in whole or part from funds provided by the Mississippi Development Authority, Disaster Recovery Division, and as such all bidders are required to comply with MCA Section 31-5-37, as amended, (adopted on April 1, 2013) and all applicable regulations of the MDES. All bidders will be required to provide a certification with their bid that they will comply with the provisions of this law if they are awarded this contract. If the bidder fails to include this certification in its bid package, the bid will be rejected as required by law. Any bidder will also be required to file an employment plan, proof of registration with MDES, comply with certain hiring practices and otherwise comply with these laws and regulations in the time and manner required by law.

Minority and women's business enterprises are solicited to bid on this contract as prime contractors and are encouraged to make inquiries regarding potential subcontracting opportunities and equipment, material and/or supply needs. The work to be performed under this contract is subject to the requirements of Section 3 of the Housing and Urban Development (HUD) Act of 1968, as amended, 12 U.S.C. 1701 u (Section 3).

Section 3 of the Housing and Urban Community Development Act 1968, as amended (12 U.S.C. 1701u) requires that the County and its contractors participating in HUD Federally funded projects provide opportunities for job training and employment, to the greatest extent feasible, to low income residents of the Section 3 project area and preference be given to qualified Section 3 Business concerns for work in connection with projects funded in whole or in part with U.S. Department of Housing and Urban Development funds, provided the Section 3 Business meets all of the criteria set forth in the Code of Federal Regulations Part 135 and all subparts thereof. The designated Section 3 area for this project is the limits of Harrison County, Mississippi.

A Section 3 resident is defined as: (1) A public housing resident; or (2) An individual who resides in the metropolitan area or non-metropolitan county in which the Section 3 covered assistance is expended, and who is a low or very low-income person, as this term is defined in section 3(b)(2) of the 1937 Act (42 U.S.C. 1437a(b)(2)).

A Section 3 business concern is defined as:

- (1) That is 51 percent or more owned by Section 3 residents within the geographical area of Harrison County; or

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- (2) Whose permanent, full-time employees include persons, at least 30 percent of whom are currently Section 3 residents, or within three years of the date of first employment with the business concern were Section 3 residents, or
- (3) That provides evidence of a commitment to by contract in excess of 25 percent of the dollar award of all subcontracts to be awarded to business concerns that meet the qualifications set forth in paragraph (1) or (2) in this definition of "Section 3 business concern"

BIDS SHALL BE DELIVERED TO THE MAYOR'S OFFICE, SECOND FLOOR, CITY HALL BUILDING, 140 LAMEUSE STREET, BILOXI, MISSISSIPPI, 39530.

Bids shall be in letter form with the envelope and bid marked plainly **RUE PETIT BOIS DRAINAGE PHASE II** and shall be addressed to the Mayor's Office, P.O. Box 429, Biloxi, Mississippi 39533. In addition, the envelope shall list the Company Name and Address, and all applicable state and local license numbers.

The City reserves the right to reject any and all bids and to waive any informality in the proposal accepted.

Published by order of the Municipal Clerk, this the 10th day of June, 2015.

SEAL


MUNICIPAL CLERK

SEND PROOF OF PUBLICATION:

Publish Twice: June 16, 2015 & June 23, 2015