

CITY OF SAND SPRINGS

NOTICE TO BIDDERS

**William Pogue Airport Sanitary Sewer
COSS Project No. S-2308**

BID NO. 1130

Sealed bids will be received at the office of the City Clerk, Room 200, Municipal Building, 100 East Broadway, Sand Springs, Oklahoma 74063 until **9:45 a.m.** on **Tuesday, August 6th, 2024**, for furnishing all tools, materials and labor, and performing the work necessary to construct the **William Pogue Airport Sanitary Sewer project**.

A **MANDATORY** pre-bid conference will be held on **Wednesday, July 24th, 2024**, beginning at **10:00 a.m.** in the Spring Lake Public Works Building, Engineering Conference Room, 13101 West 46th Street, Sand Springs, Oklahoma 74063.

Plans, specifications and contract documents for the construction of said public improvements of said project have been adopted by the City Council of said City and are on file in the office of the City Clerk and the office of the City Engineer of the City of Sand Springs. Copies of the same may be obtained **ONLY** at the office of City Engineer, Spring Lake Public Works Building, Engineering Conference Room, 13101 West 46th Street, Sand Springs, Oklahoma 74063 phone 918-246-2579 or 918-833-0595 upon payment as follows: which covers the cost of reproduction and will **NOT** be refunded. The cost for the complete set of plans, specifications and contract documents is **\$50.00**. No documents will be mailed until payment is received in full.

Contract requirements shall include compliance as required by law pertaining to the practice of nondiscrimination in employment.

Any bid received more than ninety-six (96) hours excluding Saturdays, Sundays and holidays before the time set for the opening of bids, or any bid so received after the time set for opening of bids, shall not be considered and shall be returned unopened to the bidder submitting same.

A certified or cashier's check or Bidder's Surety Bond, in the sum of five percent (5%) of the amount of the bid will be required from each bidder, to be retained as liquidated damages in the event the successful bidder fails, neglects or refuses to enter into said contract for the construction of said public improvements for said project, and furnish the necessary bonds within the fifteen (15) days from and after the date the award is made.

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Pursuant to the provisions of 68 O.S. 1356(I) sales of personal property or services to contractors who have duly entered into public contracts, or subcontractors of such public contracts, that are necessary for carrying out such public contract are exempt from sales taxes. Therefore, a bidder may exclude from the bid appropriate sales taxes which will not be required to be paid for acquisition of such tangible personal property or services necessary to the carrying out of such contract.

The bidder to whom a contract is awarded will be required to furnish public liability and workmen's compensation insurance. Additionally, for bids in excess of \$100,000, performance, statutory, and maintenance bonds acceptable to the City, in conformity with the requirements of the proposed contract documents will be required. The performance, statutory, and maintenance bonds shall be for one hundred percent (100%) of the contract price.

Funding for this project is provided through American Rescue Plan Act (ARPA) grant program. As such, compliance with Labor Standards Contract Provisions is mandatory. Compliance with the Davis Bacon Act is mandatory **if the total project cost exceeds \$10,000,000 (ten million dollars).**

This project is to be financed by the ARPA grant program managed by the Oklahoma Water Resources Board (OWRB) and shall be referred to as **Project No. ARP-23-0267-G**. The following requirements and regulations must be complied with:

- A. "Equal Opportunity in Employment: All qualified applicants will receive consideration for employment without regard to race, color, religion, sex, national origin, age or physical handicap. Bidders on this work will be required to comply with the President's Executive Order No. 11246, as amended."
- B. "Each bidder must fully comply with the requirements, terms and conditions of the Environmental Protection Agency's Disadvantaged Business Enterprise Requirements, which have been adopted for the OWRB ARPA program, and include employing the six (6) good faith efforts and soliciting disadvantaged business enterprises during the performance of this contract. Requirements are contained in OWRB's Guidance and Procedures, ARP-267.

The bidder commits itself to following the good faith efforts to solicit disadvantaged business enterprises contained herein and all other requirements, terms, and conditions of these bid conditions by submitting a properly signed bid."

- C. **If the total project cost exceeds \$10,000,000 (ten million dollars)** "Davis Bacon Act wage rules shall apply. All laborers and mechanics employed by contractors and sub- contractors on projects funded directly by or assisted in whole or in part by and through the Federal Government shall be paid wages at rates not less than those prevailing on projects of a character similar in the locality as determined by the Secretary of Labor in accordance with subchapter IV of Chapter 31 of Title 40, United States Code and 29 CFR parts 1,3, and 5. The Department of Labor provides all pertinent information related to compliance with labor standards, including prevailing wage rates and instructions for reporting. More information is available at <http://www.sam.gov/>" and <https://www.dol.gov/agencies/whd/government-contracts/construction>
- D. System for Award Management (SAM) registration is required for all Applicants and Awardees (Entities, Prime Contractors, Subcontractors, Vendors) in order to receive funds from the ARPA program. SAM replaced the Central Contractor Registration/Federal Agency Registration, Online Representations and Certifications Application, and Excluded Parties List System. Applicants and awardees are required to complete a one-time free registration to provide basic information relevant to procurement and financial transactions. On April 4, 2022, the unique entity identifier used across the federal government changed from the DUNS Number to the Unique Entity ID (generated by SAM.gov). Registrants must retain an active status to be eligible for ARPA funding. Applicants and Awardees can go to SAM.gov to complete the registration process.

All bids that have been duly received will be publicly opened and read aloud at a meeting to be held at the Municipal Building in said City at **10:00 a.m. on Tuesday, August 6th, 2024.**

Dated this **10th day of July, 2024.**