ADVERTISEMENT FOR BIDS

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For crushed gravel in stockpile as follows:
10,000 tons of 3/4” Base Material

Proposals conforming to the condition above stated, will be opened and publicly read.

Plans, specifications, form of contract, proposal forms and other information may be obtained at the office of the Bonneville County Public Works Department, 2700 N. Manwill Road, Idaho Falls, Idaho, or by writing Bonneville County Public Works Department at 605 North Capital Ave., Idaho Falls, Idaho 83402.

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Prospective Bidders shall be licensed in the State of Idaho by the Idaho Public Works Contractors Licensing Board. Pre-Bid tour of the proposed project will be conducted at 10:00 a.m. MST, March 15, 2016 at the Baldwin Pit, 5727 East 49th North, Idaho Falls, Idaho (Phone 529-1290).

This Project shall be completed on or before August 1, 2016.

Roger S. Christensen, Chairman
Bonneville County Board of County Commissioners

Published: March 1, 2016
March 8, 2016
March 15, 2016
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Bonneville County Board of County Commissioners

Published: March 1, 8, and 15, 2016 (772078)
SPECIAL PROVISIONS
BONNEVILLE COUNTY PUBLIC WORKS DEPARTMENT
PROJECT NO: BC-201602-RB

The 2004 Idaho State Standard Specifications and Supplements shall apply to this project.

Source and Cost of Material:

Materials, source, and site of this project are located at:
5727 East 49th North.

Material shall be available at no cost to the contractor. Stripping is a no pay item and if required is to be placed as directed by Bonneville County Public Works. Pit side slopes shall be left and sloped as per Standards and as directed. The surface of the work area shall be left clean and reasonably smooth.

Reject material will be stockpiled and become the property of Bonneville County.

Contractor License:

Before Award of Contract, the successful Bidder shall be licensed in the State of Idaho by the Idaho Public Works Contractors Licensing Board in the Class and Type specified for the value of work to be completed as per this project. Contractor shall provide proof of WORKMAN'S COMPENSATION INSURANCE and must have Part 46 MSHA training in place.

Crushing Inspection:

Inspections will be performed by Bonneville County Public Works or a Contractor representing Bonneville County for this project.
PROPOSAL REQUIREMENTS AND CONDITIONS

CONTENTS OF PROPOSAL FORM: Prospective Bidders will be furnished with proposal forms which will state the location and description of the work contemplated and which will show the approximate quantities of work to be performed and materials to be furnished, the amount of the “Proposal Guaranty”, and the date, time and place of opening “Bid Proposals”. All documents including but not limited to the Special Provisions, Proposal Requirements and Conditions, Bid Schedule, Contract Agreement and all other documents attached, shall be considered a part thereof, and shall not be detached or altered.

INTERPRETATION OF ESTIMATES: The Bidders attention shall be called to the fact that the estimate of quantities of work to be done and materials to be furnished under these specifications, as shown on the proposal form, is approximate and is given only as a basis of calculation for the comparison of bids. The County does not assume any responsibly that the quantities shall conform strictly to the estimate in the Construction of the Stockpile, nor shall the Contractor plead misunderstanding or deception because of such estimate of quantities or the character, location, or other conditions pertaining thereto. The County reserves the right to increase or decrease any or all of the above mentioned quantities of work or to omit any/all as may be deemed necessary, as hereinafter provided.

EXAMINATION OF PLANS, SPECIFICATIONS, AND SITE OF THE WORK: Before filing a bid, the Bidder shall examine carefully the proposal, plans, specifications, special provisions, and the form of contract to be entered into for the work conditions which will be encountered relating to the character, quality, and quantity of work to be performed and materials to be furnished. The filing of a bid by Bidder shall be presumptive evidence that he/she has complied with these requirements. Pre-Bid tour of the proposed project will be conducted at 10:00 a.m. MST, March 15, 2016 at the Baldwin Pit, 5727 East 49th North, Idaho Falls, Idaho (Phone 529-1290).

PREPARATION OF PROPOSAL: The Bidder’s proposal shall be submitted on the proposal form as furnished by the County. The blank spaces in the proposal shall be filled in correctly, where indicated, for each and every item for which a quantity is given, and Bidder shall state the prices (written in ink, both in words and numbers), for which it is proposed to do each item of work contemplated.

In case of discrepancy between the written and numeral prices, the written price shall govern. The bidder shall sign the proposal correctly, with ink. If the proposals made by an individual, his name and post office address shall be shown. If made by a firm or partnership, the name and post office address of each member of the firm or partnership shall be shown. If made by a corporation, the proposal shall show the names, titles, and business addresses of the President, Secretary, and Treasurer.
PROPOSAL REQUIREMENTS AND CONDITIONS CONTINUED

REJECTION OF IRREGULAR PROPOSALS: Proposals may be rejected if they contain omissions, alteration of forms, additions not called for, conditional or alternated bids unless called for, or irregularities of any kind.

PROPOSAL GUARANTY: No proposal will be considered unless accompanied by a proposal guaranty, of the character and amount, indicated on the “Advertisement for Bids”, made payable to Bonneville County.

DELIVERY OF PROPOSAL: Each proposal submitted shall be placed in a sealed envelope, plainly marked with the project number, location of proposed improvement, and the name and address of the Bidder on the outside. When sent by mail, preferably registered, the sealed proposal, marked as indicated above should be enclosed in an additional envelope. No proposals will be considered unless filed on or before the time and place specified in the Advertisement or Instructions to Bidders.

WITHDRAWAL OF PROPOSAL: Bidders will be permitted to withdraw their proposal, unopened, after it has been deposited if such request is received in writing prior to the time specified for opening proposals.

PUBLIC OPENING OF PROPOSALS: Proposals will be opened publicly and read at the time and place as specified in the “Advertisement for Bids”.

DISQUALIFICATION OF BIDDERS: More than one proposal from an individual, firm, partnership, corporation or association under the same or different names will not be considered. Collusion between Bidders will be sufficient cause for rejection of bids so affected. Proposals in which the prices are obviously unbalanced may be rejected.


SPECIFICATIONS: The Bonneville County 2007 Standard Specifications, Special Provisions, and the 2004 Idaho Transportation Department Standard Specifications and Supplements shall apply and govern for this project.
AWARD AND EXECUTION OF CONTRACT

CONSIDERATION OF PROPOSALS: Comparison of bids shall be based on correct summation of items at bid prices. The Board of Commissioners reserves the right to waive technicalities and to reject any or all proposals, or to accept the proposal deemed best for the County.

AWARD OF CONTRACT: The award of contract, if awarded, will be made to the lowest qualified Bidder, whose proposal complies with all requirements prescribed, within 7 calendar days after the opening of the proposals. The award may be deferred beyond 7 calendar days by mutual written agreement between the Board of Commissioners and the lowest qualified Bidder.

RETURN OF PROPOSAL GUARANTY: The checks submitted by the unsuccessful Bidders will be returned immediately following the award of contract, or within 20 calendar days after the opening of proposals, should no award be made. The proposal guaranty of the low Bidder will be returned if all bids are definitely rejected or as soon as the contract and bond have been properly executed.

REQUIREMENT OF CONTRACT BOND: The successful Bidder will be required to file with the contract an acceptable corporate surety bond in a sum equal to the full amount of the contract. The Bond shall be executed on forms approved by the County.

EXECUTION OF CONTRACT: The successful Bidder shall execute and file with the County the contract and contract bond within 7 calendar days after presentation of the contract.

APPROVAL OF CONTRACT: No contract is binding with the County until it has been executed by the Board of Commissioners and delivered to the Contractor.

FAILURE TO EXECUTE CONTRACT: Failure to execute the contract and file an acceptable contract bond, as provided herein, within 7 calendar days after the presentation of the contract to the successful Bidder shall be just cause for annulment of the award and forfeiture of the proposal guaranty to the County, not as a penalty but in liquidation of damages sustained.
PROPOSAL

TO: Bonneville County Board of Commissioners
Bonneville County Courthouse
605 North Capital Avenue
Idaho Falls, Idaho 83402

In compliance with your advertisement for bids to be received March 23, 2016, the undersigned hereby proposes to furnish all materials and equipment to perform the work of producing a stockpile of 10,000 tons of \( \frac{3}{4} \) inch Base Material in the Baldwin Pit known as Bonneville County Project No: BC-201602-RB. All work shall be in accordance with the Bonneville County 2007 Standard Specifications, the 2004 Idaho Transportation Department Standard Specifications and Supplements, drawings and plans for the work, and Special Provisions for the consideration of the unit prices bid for the items set forth in the attached bid schedule.

On the acceptance of this proposal for said work, the undersigned will execute a Contract in accordance with the bid as accepted and give the contract bond with approved and sufficient surety within 7 days after the prescribed forms are presented for signature.

The Bidder further agrees that if awarded the contract, he/she will commence work upon authority to proceed and will continuously carry on until completion of the work in conformity with and subject to such extensions as may be authorized by the terms of “Determination and Extension of contract Time”, Section 108.06 of said Idaho Transportation Department Standard Specifications.

Accompanying this proposal the bidder’s proposal guaranty for

\[
\text{Dollars}
\]

$ \_

equal in amount to five percent (5%) of the total amount bid.
BID SCHEDULE

Each item to be bid upon shall be completely filled in by the Contractor in his/her proposal. If alternate items appear in the proposal, the Contractor shall submit a bid on each item shown.

Any omission in filling in the bid will be considered as an irregularity in bidding and such proposal may be rejected by the Bonneville County Board of Commissioners.

<table>
<thead>
<tr>
<th>Item No.</th>
<th>Estimated Quantity</th>
<th>Bid Item</th>
<th>Unit Bid Price</th>
<th>Total Amount Bid</th>
</tr>
</thead>
<tbody>
<tr>
<td>10,000 tons</td>
<td>¾ inch Base material in Stockpile Referenced as Project No. BC-201602-RB</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

TOTAL AMOUNT BID

Project No: BC-201602-RB
CORPORATION

DATED ______________________, 20______.

NAME AND ADDRESS OF CORPORATION: ________________________________

________________________________________

INCORPORATED UNDER THE LAWS OF THE STATE OF ________________

DATED QUALIFIED TO DO BUSINESS IN IDAHO PURSUANT TO SECTION
30-501 IDAHO CODE

NAME AND ADDRESS OF PRESIDENT ________________________________

________________________________________

NAME AND ADDRESS OF SECRETARY ________________________________

________________________________________

NAME AND ADDRESS OF TREASURER ________________________________

________________________________________

ATTEST: ________________________________ SIGNATURE: ________________________________

(SECRETARY) (PRESIDENT, VICE PRESIDENT, ETC.)

(SEAL)
INDIVIDUAL OR PARTNERSHIP

DATED ______________________, 20____.

NAME AND ADDRESS OF BIDDER

________________________________________

________________________________________

TYPE OF ORGANIZATION ____________________
(INDIVIDUAL, PARTNERSHIP, ETC.)

SIGNATURES: 

________________________________________

________________________________________

________________________________________

ADDRESS:

________________________________________

________________________________________

________________________________________

(NAME, TITLE AS "PARTNER", "OWNER", ETC.)
(IF THE ORGANIZATION IS A PARTNERSHIP, THIS MUST BE SIGNED BY AT LEAST ONE GENERAL PARTNER.)

RETURN WITH BID
PROPOSAL BOND

KNOW ALL MEN BY THESE PRESENTS, THAT WE _________________ of ___________________ as Principal, and
______________ as Surety, are held and firmly bound
unto the County of Bonneville (hereinafter called County) in the full and penal sum of
Five (5) percent of the total amount of the proposal of said Principal for the work
hereinafter described, for the payment of which will and truly to be made, we bind
ourselves, our heirs, executors, administrators, successors, and assigns, firmly by these
presents.

The condition of this obligation is such, that whereas the Principal has this day submitted
a sealed proposal for:

NOW THEREFORE, If said Principal shall be awarded and shall duly make and enter
into a contract with the County in accordance with the terms of said proposal and award
and shall within fifteen (15) days after presentation of this contract, furnish a bond
acceptable to the County for the faithful performance of such contract, then this
obligation shall be null and void; otherwise it shall be and remain in full force and effect.

IN WITNESS WHEREOF, The above bounded parties have executed this instrument,
this _______ day of ________________________, 20__.

WITNESS: ________________________________  ________________________________
            (If Individual of Firm)                                             (Principal)

ATTEST: ________________________________  ________________________________
            (If Corporation)                                             BY: ________________________________
            (Corporate Seal)                                      ________________________________
                                                  (Title)
                                                  ________________________________
                                                  (Surety)

ATTEST: ________________________________  ________________________________
                                                  BY: ________________________________
                                                  ________________________________
                                                  (Title)
                                                  ________________________________
BIDDER AFFIDAVIT

The following affidavit shall be completed and executed by the bidder as a condition to award of the contract, in conformity with the provisions of Section 112 © Title US Code.

STATE OF ____________________________
COUNTY OF ____________________________ ss.

Comes now ______________________________, being first duly sworn, and deposes and says:

That he/she is the ______________________________ of the firm of ______________________________, which said firm, in response to advertisement thereof, has submitted a bid for the crushing of a certain amount of gravel to be crushed within the County of Bonneville, and designated as PROJECT NO: BC-201602-RB.

Your affiant states that the said firm of ______________________________ has not by or through any of its officers, partners, owners or any other person associated therewith, 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 aforesaid, and is not financially interested in or otherwise affiliated in a business way with any other bidder on this proposal.

__________________________________________
(Signature)

__________________________________________
(Title)

Subscribed and sworn before me this _____ day ______________________, 20__ .

Signed ______________________________
Notary Public for ______________________________
Residing at ______________________________

IT IS PREFERRED THAT THIS FORM BE SIGNED AS A PART OF THE CONTRACTOR'S PROPOSAL BUT MUST BE SIGNED BEFORE AWARD OF THE CONTRACT.
CONTRACT AGREEMENT

THIS AGREEMENT, made and entered into, in triplicate, this ______ day of 
______________________________________, 20 ______ by and between Bonneville County, 
hereinafter called the County, by the Bonneville County Board of Commissioners, party 
of the first part, and ______________________ of __________________ hereinafter 
called Contractor party of the Second part.

WITNESS: That the Contractor, in consideration of the sum to be paid to him/her by 
said County in the manner and at the time hereafter provided, and of other covenants and 
agreements herein contained, hereby agrees for himself/herself, his/her heirs, 
administrators, and successors, assigns to crush the amount of 10,000 tons of ¾ inch Base 
Material in the Baldwin Pit known as Bonneville County Project No: BC-201602-RB 
To furnish all necessary machinery tools, apparatus, materials, and labor to complete the 
work in the most substantial and workmanlike manner according to the plans and 
specifications thereof on file in the office of the Bonneville County Board of 
Commissioners of said State, and such modifications of the same and other directions that 
may be made by Chairman of the Board of County Commissioners as provided herein: 
Provided, however, the proposed work covered by this contract does not include that 
portion or portions of the work to be done in the right of way to which title is being 
contested in any court having jurisdiction, until a specific award has been made by the 
court in each instance and a good and sufficient title to such portion of right of way in 
dispute has been assured.

CONTRACT DOCUMENTS: It is further agreed that the said plans and specifications 
and the schedule of rates and prices set forth in the proposal and the general and special 
provisions appended to this contract agreement are hereby specifically referred to and 
made a part of this contract, and shall have the same force and effect as though all of 
same were fully inserted herein.

PAYMENTS: For the faithful performance of the work herein embraced, as set forth in 
the contract agreement, general and special provisions, notice to contractors, 
instruction to bidders, proposals, general and detailed specifications and plans, which are 
a part hereof, in accordance with the direction of the Chairman of the Board of County 
Commissioners and to their satisfaction; the County agrees to pay said Contractor the 
amount earned, computed from the actual quantities of the work performed as shown by 
the estimates of the County and unit prices named in such proposal, and to make such 
payments in the manner and at the times provided in the general provisions thereto 
appended. Payments shall be made by the County Treasurer of said County, upon
warrants issued upon claim vouchers of said County, which have been approved by the Bonneville County Board of Commissioners out of monies legally available for that purpose.

IN WITNESS WHEREFORE, The said County of Bonneville by the Board of County Commissioners, executes this contract and the said ____________________________ does sign and seal the same, the day and year in this contract first above written.

COUNTY OF BONNEVILLE
Board of County Commissioners

(Seal)
ATTEST:

By: ____________________________  Chairman of Board of Commissioners
    Party of the First Part

CONTRACTOR

(Seal)
ATTEST:

Secretary

(If a Corporation, President or Vice President, etc.)
PERFORMANCE BOND

KNOW ALL MEN OF THESE PRESENTS, That we ________________ of
_________________________ as Principal, and ______________________ as Surety
are held and firmly bound unto the County of Bonneville, State of Idaho in the penal sum
of ________________________ Dollars ($ __________) lawful money of
the United States, which sum is agreed to be the maximum liability hereunder, well and
truly to be paid, and for the payment of which we and each one of us bind ourselves, our
heirs, executors, administrators, and assigns, jointly and severally, firmly by these
presents.

The condition of this instrument is such, that whereas the principal has entered into a
certain agreement, hereto attached, with the County of Bonneville, State of Idaho, dated
_______________, 20____, for PROJECT NO: BC-201602-RB.

NOW THEREFORE, If the principal shall well and truly perform and fulfill all the
undertakings, covenants, terms conditions, and agreements of said contract during the
original term of said contract and any extensions thereof that may be granted by the
County with or without notice to the Surety and shall also well and truly perform and
fulfill all the undertakings, covenants, terms conditions, and agreements of any and all
duly authorized modifications of said contract that may hereafter be made, notice of
which modifications to the Surety being hereby waived, then this obligation to be null
and void, otherwise to remain in full force and effect.

PROVIDED, However, that this bond is executed pursuant to the provisions of the
Public Contracts Bond Act, and all liabilities on this bond shall be determined in
accordance with said provisions to the same extend as if set forth in full herein.

IN WITNESS WHEREOF, The Principal and Surety have executed this instrument this
______ day of ______________________, 20____.

Project No: BC-201602-RB
PAYMENT BOND

KNOW ALL MEN BY THESE PRESENTS, That we ________________,
of ______________________ as Principal, and ______________________ as surety are held and firmly bound unto the County of Bonneville, State of Idaho in the penal sum of ______________________ Dollars ($__________________) lawful money of the United States, which sum is agreed to be the maximum liability hereunder, well and truly to be paid, and for the payment of which we and each one of us bind ourselves, our heirs, executors, administrators, and assigns, jointly and severally, firmly by these presents.

The condition of this instrument is such, that whereas the Principal has entered into a certain agreement, hereto attached, with the County of Bonneville, State of Idaho, dated ______________________, 20____, for Project No: BC-201602-RB.

NOW THEREFOR, If the said principal shall pay all claimants supplying labor or materials to him or his subcontractors in the prosecution of the work provided for in said contract, and any and all authorized modifications of said contract that may hereafter be made, notice of which modifications to the Surety being hereby waived and shall pay all taxes when due, as required by Title 63, Chapter 15, Idaho Code, then this obligation shall be void, otherwise to remain in full force and effect.

PROVIDED, However, that this bond is executed pursuant to the provisions of the Public Contracts Bond Act, and all liabilities on this bond shall be determined in accordance with said provisions to the same extent as is set for in full herein.

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