

NOTICE TO BIDDERS
REPLACEMENT PASSENGER TERMINAL PROJECT
MASON CITY MUNICIPAL AIRPORT
FAA AIP No. 3-19-0059-054 and 3-19-0059-056

Bid Opening Time, Date and Location

The Airport Commission of the City of Mason City, Iowa will receive sealed bids at the office of the Airport Manager, Airport Terminal Building, Mason City Municipal Airport, 9184 265th Street, Clear Lake, Iowa 50428 until 12:00 p.m. on November 17, 2022. Bids received after this time will not be opened. The Commission will meet at 12:00 p.m. on November 17, 2022 in the Joni E Dunn Meeting Room on the second floor of the terminal building to open the bids. Upon review and evaluation of the bids the Commission will meet at 4:00 p.m. on December 12, 2022 to consider the bids.

Description of Work

The work generally consists of construction of a passenger terminal and associated site work. The Work is defined by two work packages. Work Package 1 consists of construction of site utilities, parking lot and roadway construction, and apron paving. Work Package 2 consists of construction of the terminal building. Engineer's estimate of probable construction cost is between \$12,600,000 and \$13,800,000.

Approximate project quantities include:

- 23,350 SF Passenger Terminal
- 300 LF Sanitary Sewer
- 800 LF Storm Sewer
- 400 LF Water Main
- 14,000 CY Excavation
- 10,000 SY Crushed Aggregate Base
- 1,850 SY Concrete Sidewalk and Paving
- 1,840 Ton Asphalt Paving
- 8 Acres Seeding, Fertilizing
- Erosion Control
- Traffic Control

Contract Time Information

Construction of the terminal building (Work Package 2) shall be complete by April 26, 2024. Construction of the parking lot and roadways (Work Package 1) shall be complete by July 26, 2024. Refer to phasing plans within Work Package 1 for intermediate phasing to allow for continuous operation of current terminal building and parking lot. Phase 2 apron marking work to be completed in one calendar day at the end of the project.

Bid Security and Other Bonds

Bid security in the amount of Five percent of the Bid must accompany each Bid in accordance with the Instructions to Bidders. The successful bidder shall be required to provide performance and payment Bonds, each in the amount of 100 percent of the Contract Price.

Award of Contract

All proposals submitted in accordance with the instructions presented herein will be subject to evaluation. Bids may be held by the Airport Commission for a period not to exceed 30 days from the date of the bid opening for the purpose of conducting the bid evaluation.

It is the intent of the Airport Commission, after a period of review and evaluation, to award the contract to the responsible bidder that submits the lowest responsive proposal, meeting the requirements of the technical specifications and supplemental Owner specific additions and clarifications. The right is reserved, as the Airport Commission may require, to reject any and all bids and to waive any informality in the bids received.

Federal Provisions

This project is subject to the following Federal provisions, statutes and regulations:

TITLE VI SOLICITATION NOTICE

The Airport Commission of the City of Mason City, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders that it will affirmatively ensure that any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, or national origin in consideration for an award.

AFFIRMATIVE ACTION REQUIREMENT

1. The Offeror's or Bidder's attention is called to the "Equal Opportunity Clause" and the "Standard Federal Equal Employment Opportunity Construction Contract Specifications" set forth herein.

2. The goals and timetables for minority and female participation, expressed in percentage terms for the contractor's aggregate workforce in each trade on all construction work in the covered area, are as follows:

Timetables

Goals for minority participation for each trade 2.0%

Goals for female participation in each trade 6.9%

These goals are applicable to all of the contractor's construction work (whether or not it is Federal or federally-assisted) performed in the covered area. If the contractor performs construction work in a geographical area located outside of the covered area, it shall apply the goals established for such geographical area where the work is actually performed. With regard to this second area, the Contractor also is subject to the goals for both its federally involved and non-federally involved construction.

The contractor's compliance with the Executive Order and the regulations in 41 CFR Part 60-4 shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR 60-4.3(a), and its efforts to meet the goals. The hours of minority and female employment and training shall be substantially uniform throughout the length of the contract, and in each trade, and the contractor shall make a good faith effort to employ minorities and women evenly on each of its projects. The transfer of minority or female employees or trainees from contractor to contractor or from project to project, for the sole purpose of meeting the contractor's goals, shall be a violation of the contract, the Executive Order, and the regulations in 41 CFR Part 60-4. Compliance with the goals will be measured against the total work hours performed.

3. The contractor shall provide written notification to the Director, Office of Federal Contract Compliance Programs (OFCCP), within 10 working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this

solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of subcontract; and the geographical area in which the subcontract is to be performed.

4. As used in this notice and in the contract resulting from this solicitation, the "covered area" is Cerro Gordo County, Iowa.

Prohibition of Segregated Facilities – 41 CFR Part 60:

Notice to Prospective Federally Assisted Construction Contractors

1. The Contractor agrees that it does not and will not maintain or provide for its employees any segregated facilities at any of its establishments, and that it does not and will not permit its employees to perform their services at any location under its control where segregated facilities are maintained. The Contractor agrees that a breach of this clause is a violation of the Equal Opportunity clause in this contract.
2. "Segregated facilities," as used in this clause, means any waiting rooms, work areas, rest rooms and wash rooms, restaurants and other eating areas, time clocks, locker rooms and other storage or dressing areas, parking lots, drinking fountains, recreation or entertainment areas, transportation, and housing facilities provided for employees, that are segregated by explicit directive or are in fact segregated on the basis of race, color, religion, sex, or national origin because of written or oral policies or employee custom. The term does not include separate or single-user rest rooms or necessary dressing or sleeping areas provided to assure privacy between the sexes.
3. The Contractor shall include this clause in every subcontract and purchase order that is subject to the Equal Opportunity clause of this contract.

Disadvantaged Business Enterprise – 49 CFR Part 26: The contractor shall carry out applicable requirements of 49 CFR Part 26 in the award and administration of this DOT-assisted contracts. In accordance with 49 CFR Part 26.45, the sponsor has established a contract goal of **3.22** percent participation for small business concerns owned and controlled by certified socially and economically disadvantaged enterprise (DBE). The bidder shall make and document good faith efforts, as defined in Appendix A of 49 CFR Part 26, to meet this established goal.

Davis-Bacon Requirements: (29 CFR Part 200 Appendix II(D) and 29 CFR Part 5): The Contractor is required to comply with wage and labor provisions and to pay minimum wages in accordance with the current schedule of wage rates established by the United States Department of Labor.

Buy American Certification – 49 USC Part 50101:

The contractor agrees to comply with 49 USC Part 50101, which provides that Federal funds may not be obligated unless all steel and manufactured goods used in AIP-funded projects are produced in the United States, unless FAA has issued a waiver for the product; the product is listed as an Excepted Article, material Or Supply in Federal Acquisition Regulation subpart 25.108; or is included in the FAA Nationwide Buy American Waivers Issued list.

As a condition of bid responsiveness, Bidders must complete and submit as part of their proposal the enclosed Buy American certification. *Within the proposal forms there are two Buy American Certification Forms, one is for the work contained within Work Package 1, and the other for Work Package 2, as noted at the top of the form. Both forms must be completed and submitted with the bid.*

Bidder must indicate whether it intends to meet Buy American preferences by only installing steel and manufactured products produced with the United State of America; or if it intends to seek a permissible waiver to the Buy American requirements.

Award of Contract is also subject to the following Federal Provisions. Refer to Supplemental Provision A for entirety of Federal Provisions.

- Access to Records and Reports (Reference 2 CFR § 200.326, 2 CFR § 200.333)
- Breach Of Contract Terms. (Reference 2 CFR § 200 Appendix II(A))
- Civil Rights - General. (Reference: 49 USC § 47123)
- Clean Air And Water Pollution Control. (Reference: 2 CFR § 200 Appendix II(G))
- Contract Workhours And Safety Standards Act Requirements. (Reference: 2 CFR § 200 Appendix II (E))
- Copeland "Anti-Kickback" Act (Reference: 2 CFR § 200 Appendix II(D), 29 CFR Parts 3 & 5)
- Debarment And Suspension (Non-Procurement). (Reference: 2 CFR Part 180 (Subpart C), 2 CFR Part 1200, Dot Order 4200.5)
- Distracted Driving (Reference Executive Order 13513 and DOT Order 3902.10)
- Energy Conservation Requirements. (Reference 2 CFR § 200 Appendix II(H))
- Equal Employment Opportunity. (Reference 2 CFR 200, Appendix II(C), 41 CFR § 60-1.4, 41 CFR § 60-4.3, Executive Order 11246)
- Federal Fair Labor Standards Act (Federal Minimum Wage) (Reference: 29 USC § 201, Et Seq.)
- Lobbying And Influencing Federal Employees. (Reference: 31 USC § 1352 – Byrd Anti-Lobbying Amendment, 2 CFR part 200, Appendix II(J), and 49 CFR Part 20, Appendix A)
- Occupational Safety And Health Act Of 1970 (Reference 20 CFR Part 1910)
- Procurement of Recovered Materials (Reference 2 CFR § 200.322 and 40 CFR Part 247)
- Right To Inventions. (Reference 2 CFR § 200 Appendix II(F), and 37 CFR § 401)
- Seismic Safety (Reference 49 CFR Part 41)
- Termination Of Contract. (Reference 2 CFR § 200 Appendix II(B) and FAA Advisory Circular 150/5370-10, Section 80-09))
- Trade Restriction (Reference: 49 USC § 50104, and 49 CFR Part 30)
- Veteran's Preference (Reference: 49 USC § 47112(C))

Pre Bid Conference

A pre-bid conference will be held on **Monday, October 24, 2022 at 1:00 PM** via Microsoft Teams or conference call. Bidders wanting to join the meeting via TEAMS, please email a request to Adam.Wilhelm@foth.com and a meeting invite will be returned. Bidders wanting to join the meeting via conference call, please call (920) 455-8872 and enter the **Conference ID: 405 215 467#** when prompted.

Representatives of OWNER and ENGINEER will be on the call to discuss the Project. The prebid conference is not mandatory, but Bidders are encouraged to attend and participate. ENGINEER will transmit to all prospective Bidders of record such Addenda as ENGINEER considers necessary in response to questions arising at the conference. Oral statements may not be relied upon and will not be binding or legally effective.

Examination and Procurement of Documents

A copy of said plans, specifications, and form of contract, and estimated total cost is now on file in the office of the Airport Manager and may be examined at the Airport Terminal Building, Mason City Municipal Airport, 9184 265th Street, Clear Lake, Iowa 50428.

Copies of the Bidding & Contract Documents may be obtained at Beeline and Blue, 2507 Ingersoll Avenue, Des Moines, IA 50312 (515-244-1611 or www.beelineandblue.com), in accordance with the Instructions to Bidders. A record of plan holders will be updated daily and posted on Beeline and Blue's Online Plan room. Documents are available at a cost of fifty dollars (\$100.00), which is refundable, provided the following conditions are met: (1) The Contract Documents are returned complete and in a reusable condition, and (2) they are returned within fourteen (14) calendar days after the award of the project.

Published upon order of the Airport Commission of Mason City, Iowa.

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