

RESOLUTION NO. 21-01

Resolution to provide for a notice of hearing on proposed plans, specifications, form of contract and estimate of cost for the Well No. 6 Project, and the taking of bids therefor

WHEREAS, it has been proposed that the City Council of the City of Auburn, Iowa (the "City"), undertake the authorization of a public improvement to be constructed as described in the proposed plans and specifications and form of contract prepared by Veenstra & Kimm, Inc. (the "Project Engineers"), which may be hereafter referred to as the "Well No. 6 Project" (and is sometimes hereinafter referred to as the "Project"), which proposed plans, specifications, notice of hearing and letting, and form of contract and estimate of cost (the "Contract Documents") are on file with the City Clerk; and

WHEREAS, it is necessary to fix a time and place of a public hearing on the Contract Documents and to advertise for sealed bids for the Project;

NOW, THEREFORE, Be It Resolved by the City Council (the "Council") of the City of Auburn, Iowa, as follows:

Section 1. The Contract Documents referred to in the preamble hereof are hereby approved in their preliminary form.

Section 2. The Project is hereby determined to be necessary and desirable for the City, and, furthermore, it is hereby found to be in the best interests of the City to proceed toward the construction of the Project.

Section 3. February 8, 2021, at 6:00 p.m., in the City Council Chambers of City Hall, Auburn, Iowa, is hereby fixed as the time and place of hearing on the Contract Documents.

Section 4. The City Clerk is hereby authorized and directed to publish notice (the "Notice of Hearing") of the hearing on the Contract Documents for the Project in a newspaper of general circulation in the City, which publication shall be made at least once, not less than four (4) and not more than twenty (20) days prior to the date of the said hearing. The Notice of Hearing shall be in substantially the following form:

(Form of Notice of Hearing)

NOTICE OF PUBLIC HEARING

NOTICE OF PUBLIC HEARING ON PROPOSED PLANS AND SPECIFICATIONS, PROPOSED FORM OF CONTRACT AND ESTIMATE OF COST FOR THE CONSTRUCTION OF WELL NO. 6 FOR THE CITY OF AUBURN, IOWA.

Notice is hereby given that the City Council of the City of Auburn, Iowa, will meet in the City Council Chambers of City Hall at 209 Pine Street, P.O. Box 238, Auburn, Iowa, on the 8th day of February, 2021 at 6:00 o'clock P.M., at which time and place, a hearing will be held on the proposed plans and specifications, form of contract and estimate of cost for the construction of Well No. 6. At said hearing, the City Council will consider said plans and specifications, proposed form of contract and the estimate of cost for the project, the same now being on file in the office of the City Clerk, and at said time and place the said City Council will also receive and consider any objections to said plans, specifications and form of contract or cost of such project made by any interested party.

The project consists of the construction of:

WELL NO. 6

Furnish all labor, materials and equipment necessary to construct a Dakota Sandstone well approximately 235 feet in depth. Work includes mobilization, 32 inch drill hole, 23 inch drill hole, 24 inch surface casing, 14-inch casing pipe and well screen, gravel pack, cement grout, bentonite seal, well development, test pumping, pump and discharge pipe well house, site work, 30 linear feet of 4-inch diameter water main, electrical work, surface restoration and miscellaneous associated work, including cleanup.

The project is located on the south side of First Street between Ash Street and Spruce Street.

This notice is given by order of the Council of the City of Auburn, Iowa.

CITY OF AUBURN, IOWA

Richard Heim, Mayor

ATTEST:

Tammy Nuckolls, City Clerk

Section 5. The City Council hereby delegates to the City Clerk the duty of receiving bids for the construction of the Project before 11:00 a.m. on February 3, 2021, at the City Hall, Auburn, Iowa. At such time and place, the City Council hereby delegates to the City Clerk and/or the Project Engineers the duty of opening and announcing the results of the bids received. February 8, 2021, at 6:00 p.m., in the City Council Chambers of City Hall, in the City, is hereby fixed as the time and place that the Council will consider the bids received by the City Clerk in connection therewith.

Section 6. The amount of the bid security to accompany each bid is hereby fixed at 10% of the total amount of the bid.

Section 7. The City Clerk is hereby directed to give notice of the bid letting for the Project by posting notice (the "Notice to Bidders") at least once, not less than thirteen (13) and not more than forty-five (45) days prior to the date set for receipt of bids, in each of the following three places: (i) in a relevant contractor plan room service with statewide circulation; (ii) in a relevant construction lead generating service with statewide circulation; and (iii) on an internet site sponsored by either the City or a statewide association that represents the City. The Notice to Bidders shall be in substantially the following form:

(Form of Notice to Bidders)

NOTICE TO BIDDERS

NOTICE OF TAKING OF BIDS FOR THE CONSTRUCTION OF WELL NO. 6 FOR THE CITY OF AUBURN, IOWA

Sealed proposals will be received by the City Clerk of the City of Auburn, Iowa, at City Hall, 209 Pine Street, Auburn, Iowa 51433, before 11:00 A.M. on the 3rd day of February, 2021, for the construction of the Well No. 6 as described in the plans and specifications therefore, now on file in the office of the City Clerk. Proposals will be opened and the amount of the bids announced by the City Clerk at the time, place and date specified above.

At 6:00 P.M. on the 8th day of February, 2021, the City Council of said City will, in the Council Chambers at City Hall hold a hearing and said Council proposes to adopt plans, specifications, form of contract and estimate of cost. Also, at 6:00 P.M. on the 8th day of February, 2021, in the Council Chambers at City Hall or at such time, date and place as then may be fixed, the City Council will act upon proposals and enter into a contract for the construction of said improvements.

The nature and extent of the improvements are as follows:

WELL NO. 6

Furnish all labor, materials and equipment necessary to construct a Dakota Sandstone well approximately 235 feet in depth. Work includes mobilization, 32-inch drill hole, 23-inch drill hole, 24-inch surface casing, 14-inch casing pipe and well screen, gravel pack, cement grout, bentonite seal, well development, test pumping, pump and discharge pipe well house, site work, 30 linear feet of 4-inch diameter water main, electrical work, surface restoration and miscellaneous associated work, including cleanup.

The project is located on the south side of First Street between Ash Street and Spruce Street.

All work and materials are to be in accordance with the proposed plans, specifications, form of contract and estimate of cost now on file in the office of the City Clerk of Auburn, Iowa, and by this reference made a part thereof as though fully set out and incorporated herein.

All proposals and bids in connection therewith shall be submitted to the City Clerk of said City on or before the time herein set for said receipt of bids. All proposals shall be made on official bidding blanks furnished by the City, and any alterations in the official form of proposal will entitle the Council, at its option, to reject the proposal involved from consideration. Each proposal shall be sealed and plainly identified.

Each proposal shall be made out on a blank form furnished by the municipality and must be accompanied by bid security, as follows: a certified or cashier's check, drawn on a solvent Iowa bank or a bank chartered under the laws of the United States or a certified share draft drawn on a credit union in Iowa or chartered under the laws of the United States, in an amount equal to ten percent (10%) of the bid, or a bid bond executed by a corporation authorized to contract as a surety in the State of Iowa in a penal sum of ten percent (10%) of the bid.

The bid security should be made payable to the CITY OF AUBURN, IOWA. The bid security must not contain any conditions either in the body or as an endorsement thereon. The bid security shall be forfeited to the City as liquidated damages in the event the successful bidder fails or refuses to enter into a contract within 15 days after the award of contract and post bond satisfactory to the City insuring the faithful fulfillment of the contract and the maintenance of said work, if required, pursuant to the provisions of this notice and the other contract documents. Bidders will use the bid bond form included in the specifications.

By virtue of statutory authority, a preference will be given to products and provisions grown and coal produced within the State of Iowa, and to Iowa domestic labor, to the extent lawfully required under Iowa statutes.

The City Council reserves the right to reject any or all bids, to waive informalities or technicalities in any bid and to accept the bid which it deems to be to the best interest of the City.

The City reserves the right to defer acceptance of any proposal for a period not to exceed sixty (60) calendar days from the date of letting.

The successful bidder will be required to furnish bonds in an amount equal to one hundred percent (100%) of the contract price, said bonds to be issued by responsible surety approved by the City Council and listed in the U.S. Treasury Department's most current list (Circular 570, as amended) and authorized to transact business in the State of Iowa and shall guarantee (1) the faithful performance of the contract and the terms and conditions therein contained, (2) the prompt payment to all persons, firms, subcontractors and corporations furnishing materials for or performing labor in the prosecution of the work, and (3) the maintenance of improvements in good repair for not less than two (2) years from the time of acceptance of the improvements by the City.

The work will commence within ten (10) calendar days after the date set forth in written Notice to Proceed. The work shall be completed by October 1, 2021.

Liquidated damages in the amount of Three Hundred Dollars (\$300.00) per calendar day will be assessed for each day that the work remains uncompleted after the end of the two contract periods, with due allowance for extensions of the contract period due to conditions beyond the control of the Contractor.

A sales tax exemption certificate will be available for all materials purchased for incorporation in the project.

Payment of the cost of said project will be made from any one or a combination of the following sources at the sole discretion of the City Council: (1) cash to be derived from the proceeds of the issuance and sale of Water Revenue Bonds, which will be payable solely and only out of the future net revenues of the Municipal Water Utility, and/or from such other cash funds on hand of said Utility as may be lawfully used for said purpose; (2) cash derived from the proceeds of the issuance and sale of General Obligation Bonds of said City; or (3) cash from such general funds of said City as may be legally used for such purpose. Payment will be in accordance with the requirements of the Code of Iowa.

Plans and specifications governing the construction of the proposed improvements, and also the prior proceedings of the City Council referring to and defining said proposed improvements are hereby

made a part of this notice and the proposed contract by reference and the proposed contract shall be executed in compliance therewith.

Copies of said plans and specifications and form of contract are now on file in the office of the City Clerk. Copies may be obtained from VEENSTRA & KIMM, INC., 3000 Westown Parkway, West Des Moines, Iowa 50266 at no charge.

Published upon order of the Council of the City of Auburn, Iowa.

CITY OF AUBURN, IOWA

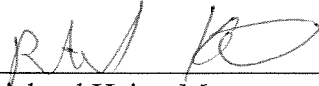
Richard Heim, Mayor

ATTEST:

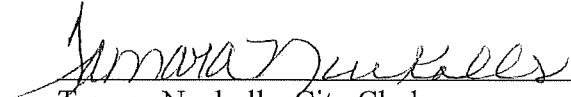
Tammy Nuckolls, City Clerk

Section 8. All provisions set out in the attached forms of notice are hereby recognized and prescribed by the City Council and all resolutions or orders or parts thereof, to the extent the same may be in conflict herewith, are hereby repealed.

Passed and approved January 11, 2021.

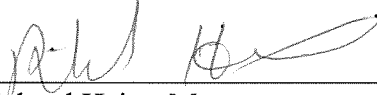

Richard Heim, Mayor

Attest:

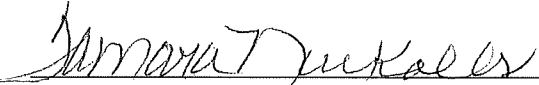

Tamara Nuckolls, City Clerk

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On motion and vote, the meeting adjourned.


Richard Heim, Mayor

Attest:


Tamara Nuckolls, City Clerk