

Section 00410

Bid Form¹

**Navajo Tribal Utility Authority: Tuba City Wastewater Treatment Plant Site Improvements
Project**

¹ EJCDC® C-410 Bid Form for Construction Contracts. Copyright ©
2013 National Society of Professional Engineers, American Council
of Engineering Companies, and American Society of Civil Engineers.
All rights reserved.

TABLE OF CONTENTS

	Page
Article 1 – Bid Recipient	3
Article 2 – Bidder’s Acknowledgements	3
Article 3 – Bidder’s Representations.....	3
Article 4 – Bidder’s Certification	4
Article 5 – Basis of Bid.....	5
Article 6 – Time of Completion	7
Article 7 – Attachments to this Bid	7
Article 8 – Defined Terms.....	8
Article 9 – Bid Submittal.....	8

ARTICLE 1 – BID RECIPIENT

- 1.01 This Bid is submitted to: **Navajo Tribal Utility Authority (NTUA)**
Andrea Hale, Purchasing Agent, NTUA Purchasing Department North Navajo Route 12, Fort Defiance, Arizona 86504
- 1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into the Contract with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS

- 2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for sixty (60) days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 – BIDDER’S REPRESENTATIONS

- 3.01 In submitting this Bid, Bidder represents that:
- A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
_____	_____
_____	_____
_____	_____
_____	_____

- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.
- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of

such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

ARTICLE 4 – BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
 - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
 - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
 - 4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 – BASIS OF BID

- 5.01 Bidder will complete the Work in accordance with the Contract Documents (Measurement and Payments Section 01150) for the following price(s):

Unit Price Bid Items for **Tuba City WWTP Site Improvements** .

Schedule/ Item No.	Items Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
General Conditions/Requirements					
Schedule A	GC/GR Tuba City WWTP Site Improvements				
A1	Mobilization/Demobilization	LS	1		
A2	Bonds and Insurances	LS	1		
A3	General Requirements	LS	1		
	Schedule A Total				
Schedule B	Site				
B1	Remove existing pipe, cut/cap/place flowable fill in remaining pipe, backfill trenches and installing trench dikes	LS	1		
B2	Construct three-foot wide concrete waterway	LF	916		
B3	Construct riprap lined swales	SF	2,360		
B4	Over-excavation and backfill with Type B compacted Material	SF	8,844		
B5	Remove connected drainage inlet structures	EA	2		
B6	Chemical Building electrical outlet and floor drain modifications	LS	1		
B7	Chemical Building modifications to existing exhaust vent	LS	1		
B8	Supply and Installation of flood barriers in the doorways of the Chemical Building	LS	1		

B9	Repair portions of the chain link fence along the northern treatment plant fence line impacted by the project and the any damage to the access road by contractor during construction	LS	1		
B10	Contingency for Unknown Site Work	LS	1	\$20,000	\$20,000
	Schedule B Total				
Subtotal of All Unit Price Base Bid Items (Sum of Schedules A through B)					\$
Navajo Nation Business Activity Tax (6%)					\$
Total of All Base Bid Items					\$

All Unit Price Bid Items are to be completed by bidder and shall be included in the Total Bid Price.

Total Base Bid

\$

ARTICLE 6 – TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Contract.
- 6.02 Bidder accepts the provisions of the Contract as to liquidated damages.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.01 The following documents are submitted with and made a condition of this Bid:
- A. Required Bid security in the form of a Bid Bond (Section 00430) or Certified Check (circle type of security provided);
 - B. List of Proposed Subcontractors (Section 00440);
 - C. List of Proposed Suppliers;
 - D. List of Project References;
 - E. Evidence of authority to do business in the state of the Project; or a written covenant to obtain such license within the time for acceptance of Bids;
 - F. Contractor's License No.: _____;
 - G. Required Bidder Qualification Statement with supporting data; and

H. Signed Navajo Nation Certification Regarding Debarment, Suspension and Contracting Eligibility

ARTICLE 8 – DEFINED TERMS

8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 – BID SUBMITTAL

BIDDER: *[Indicate correct name of bidding entity]*

By:

[Signature]

[Printed name]

(If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest:

[Signature]

[Printed name]

Title:

Submittal Date:

Address for giving notices:

Telephone Number:

Fax Number:

Contact Name and e-mail address:

Bidder's License No.:

(where applicable)

****END OF SECTION**

THIS PAGE LEFT INTENTIONALLY BLANK

Bid Form
00410-9

Tuba City WWTP Site Improvements

Bid Form
00410-10

143956 Lower Greasewood Water System Improvements
Bid Issue