

NOTICE

INVITATION TO BID TO THE METROPOLITAN WATER RECLAMATION DISTRICT OF GREATER CHICAGO FOR

MCCOOK AND THORNTON RESERVOIRS ROCKWALL STABILIZATION AND GEOTECHNICAL
INSTRUMENTATION COOK COUNTY, ILLINOIS
CONTRACT 17-131-4F

PROPOSALS ARE DUE TUESDAY, MAY 11, 2021

Sealed proposals, endorsed as above, will be submitted back to the District via an electronic upload to the Bonfire Portal only, from the date of the Invitation to Bid, up to 11:00 A.M. (Central Standard Time), on the bid opening date, and will be opened publicly by the Director of Procurement and Materials Management or designee at 11:00 AM on May 11, 2021. The public cannot attend but can view the bid opening at <https://mwr.org/bid-opening>.

No bids will be accepted after 11:00 AM on the above scheduled bid opening date. All bids faxed, mailed, or hand delivered will not be considered and will be returned to the bidder. There is no bid depository safe available for mailing or hand delivering bids. The District will only accept bids electronically uploaded to the Bonfire Portal (<https://mwr.org/bonfirehub.com/>). Please see specific instructions on how to upload your bid to the Bonfire Portal in the bid document entitled "Submission via the Bonfire Portal."

Specifications, proposal forms and/or plans may be obtained from the Department of Procurement and Materials Management by downloading online from the District's website at www.mwr.org (Doing Business→Procurement & Materials Management→Contract Announcements). No fee is required for the Contract Documents. Any questions regarding the downloading of the Contract Document should be directed to the following email: contractdesk@mwr.org or call 312-751-6643.

Tenders are invited for the work consisting of stabilizing the near-vertical excavated walls of the McCook Reservoir Stages 1 and 2 through the installation of drain holes, rock dowels, structural mesh and shotcrete at locations where deemed necessary. Work will also include the installation of instrumentation and monitoring devices and related equipment at both the McCook and Thornton Reservoirs, and performance of other work as specified in the Contract Documents and as shown on the Plans.

The site of construction is located at the McCook Reservoir located east of LaGrange Road (US-45), north of the Sanitary and Ship Canal and south of the Des Plaines River in the Village of Bedford Park, in the County of Cook, State of Illinois AND at the Thornton Reservoir located west of State Street, north of Interstate 294 and south of Armory Drive in the Villages of Thornton and South Holland, in the County of Cook, State of Illinois.

The estimated cost of the work under Contract 17-131-4F is between eight million four hundred sixty thousand dollars and zero cents (\$8,460,000.00) and ten million two hundred and fifty thousand dollars and zero cents (\$10,250,000.00).

The bid deposit for this proposal is five hundred and fifteen thousand dollars and zero cents (\$515,000.00).

Further, the District assumes no liability or responsibility for the failure or inability of any Bidder to successfully download any and all contract documents, including but not limited to specifications, proposal forms and/or plans, as a result of any type of technological computer and/or software system failure or breakdown that restricts, prohibits or prevents successful downloading of any and all District contract documents by the Bidder, whether caused by the District or other parties, directly or indirectly.

If any potential Bidder contemplating to submit a proposal is in doubt as to the true meaning of any part of the specifications or other contract documents, such inquiry should be submitted online at the District's website, www.mwr.org. The path is as follows: Doing Business→Procurement and Materials Management→Contract Announcements. The District will provide an online response to such inquiries, as the District deems appropriate. Strings of appropriate questions and answers regarding the bidding documents will be available online on the District's website until the bid opening date of the bidding documents. No questions will be accepted by telephone, fax, email, mail, or any other such form of delivery.

The District will only respond to questions received online up to ONE WEEK prior to the bid opening date of the bidding documents. The District will not respond to questions received after this date. The District does not guarantee the timeliness of responses provided online, nor does the District guarantee that such responses will be provided in adequate time to affect the submission of bids. The District shall provide responses online ONLY if the responses do not interpret or otherwise change the bidding documents.

The District's responses online are NOT official responses and, therefore, are not binding to the bidding documents. Any official interpretation or change to the bidding documents will be made only by addenda duly issued to all plan holders on record by the Director of Procurement and Materials Management.

Bidding documents are only available online, and all addenda issued for this contract will be available online at the District's website, www.mwr.org. The path is as follows: Doing Business→Procurement and Materials Management→Contract Announcements. A copy of such addenda will also be emailed/faxed to each person which downloads a set of such contract documents.

Failure on the part of the prospective bidder to receive a written interpretation prior to the time of the opening of bids will not be grounds for withdrawal of proposal.

Each proposal must be accompanied by a bid deposit in the form of a bid bond in the amount of five hundred and fifteen thousand dollars and zero cents (\$515,000.00). Each bid bond must be underwritten by a surety licensed to do business in the State of Illinois, listed in the latest copy of the Federal Register and approved by the Director of Procurement and Materials Management. The bid bond must contain signatures from the Bidder and Surety Company. Failure to provide signatures on the bid bond will result in the rejection of the bid. Photographic and/or stamped signatures are acceptable. Any proposal submitted without being accompanied by the required bid deposit, in the aforesaid form, will not be considered and will not be read after it is publicly opened. The contract will be awarded to the lowest responsible, responsive Bidder, unless all bids are rejected.

Prior to award of the contract, the lowest responsible bidder must demonstrate compliance with the District's Multi-Project Labor Agreement by submitting to the Director of Procurement and Materials Management a signed Certificate of Compliance with the Multi-Project Labor Agreement. The Agreement and Certificate of Compliance are contained in the Contract Documents. The Collective Bargaining Agreements may be found at <https://mwr.org/collective-bargaining-agreements>.

The bid money value of all materials purchased directly by the Contractor, together with the bid money value of all work performed by personnel and facilities provided directly by the Contractor, shall not be less than 40% of the money value of all work performed under this Contract. Any bid money value of work performed by the Subcontractors for work on the job site utilizing Subcontractors' materials, labor and facilities cannot be included in the percent of work to be completed by the Contractor.

Any contract or contracts awarded under this invitation for bids are expected to be funded in part by a loan from the Illinois Environmental Protection Agency (IEPA). Neither the State of Illinois nor any of its departments, agencies, or employees is or will be a party to this invitation for bids or any resulting contract. The procurement will be subject to regulation contained in the Procedures for issuing Loans from the Water Pollution Control Loan Program (35 IAC Part 365), the Davis-Bacon Act (40 USC 276a through 276a-5) as defined by the United States Department of labor, the employment of Illinois Workers on Public Works Act (30 ILCS 570), the "Use of American Iron and Steel" requirements as contained in Section 436 of H.R. 3547, and the Consolidated Appropriations Act, 2014. This procurement is also subject to the loan recipient's policy regarding the increased use of disadvantaged business enterprises. The policy is contained in the specifications. Bidders are also required to comply with the President's Executive Order No. 11246, as amended. The requirements for bidders and contractors under this order are explained in 41 CFR 60-4.

Bidders on contracts in excess of Ten Thousand Dollars (\$10,000.00) will be required to comply with the President's Executive Order No. 11246 as amended to date, regarding NON-DISCRIMINATION IN EMPLOYMENT. The requirements for Bidders and Contractors under this order are explained in Appendix C of the Contract Documents. The provisions of Appendix C also apply to each Subcontractor on the contract in excess of Ten Thousand Dollars (\$10,000.00).

The Bidder agrees to fulfill the Special Training Provisions for Apprentices as specified in the Appendix K and to provide training opportunities throughout the life of the contract. The requirements of the Special training Provisions for Apprentices are 650 Minority and 230 Female hours for the purpose of this contract.

Each Bidder must submit with their proposals a signed and completed MBE, WBE, SBE Utilization Plan which lists each business intended to be used as a MBE, WBE, SBE on pages UP-2, UP-3 and UP-4 and supplemental pages as necessary. The Bidder must sign the Signature Section page of UP-5. Failure to submit a signed MBE, WBE, SBE Utilization Plan will result in a bid being deemed non-responsive and the bid will be rejected. Also, if a Waiver is sought, the Bidder is required to sign pages UP-5 and UP-6, the Waiver Request Form; failure to do so will be viewed as non-responsive and the bid will be rejected.

Each Bidder must submit with their bid package an original or facsimile copy of MBE, WBE, SBE Subcontractor's Letter of Intent, page UP-7 for each subcontractor listed on their MBE, WBE, SBE Utilization Plan. The submitted MBE, WBE, SBE Subcontractor's Letter of Intent must be completed and signed by the subcontractor and accompanied with a copy of the subcontractor's current Letter of Certification from a state, local government or agency or documentation demonstrating that the subcontractor is a MBE, WBE or SBE within the meaning of the Affirmative Action Ordinance, Revised Appendix D. Failure to submit the MBE, WBE, SBE Utilization Plan signed by the Bidder at the time of the bid opening and the MBE, WBE, SBE Subcontractor's Letter of Intent signed by each MBE, WBE, SBE will be viewed as non-responsive and the bid will be rejected.

If the Bidder exceeds the allowable Supplier Utilization amount which is stated in the bid documents, the bid will be viewed as non-responsive. Therefore, the Bidder may not exceed the use of a MBE, WBE, SBE supplier for more than 25% of each of respective MBE, WBE, SBE goal, unless the Administrator has authorized a Supplier's Exception notated on page AU-1.

The MBE, WBE, SBE Utilization Plan MUST be signed by the bidder, even if the bidder requests a waiver and/or offers itself to meet any of the Appendix D goals. If the bidder offers itself to satisfy any of the Appendix D goals, then its name shall be shown in the appropriate space(s) on the MBE, WBE, SBE Utilization Plan.

Where a bidder is a business owned and controlled by a minority woman (M/WBE), or where the bidder utilizes an M/WBE in a joint venture or as a subcontractor, the bidder may count the M/WBE participation toward the achievement of either its MBE or WBE goal, but not both.

The work under this contract is classified as "General Construction Services" for the Minority-owned Business Enterprises (MBE), Women-owned Business Enterprises (WBE), Small Business Enterprises (SBE) and Veteran-owned Business Enterprises (VBE) Utilization goals contained in the Affirmative Action Ordinance, Revised Appendix D and Appendix V. The associated goals are 20% MBE, 10% WBE, 10% SBE and 3% VBE. Should you have any questions, please contact the Diversity Office at 312-751-4035.

It is required that the prospective bidder indicates participation by signing each applicable MBE, WBE, SBE Utilization Plan contained with the Contract Document.

The bidder to whom the contract is awarded must be prepared to comply with the requirements of the Affirmative Action Ordinance during the life of the contract.

Each bidder must submit with their proposals a completed VBE Commitment Form which lists each business intended to be used as a VBE. The bidder must make a "Good Faith Effort" to identify eligible Veteran Owned-Businesses by completing the VBE Commitment Form. If the bidder is unable to identify qualified VBE subcontractors capable of providing goods and services required by the Contract, the bidder must write "no participation" on the VBE Commitment Form. Where a bidder has failed to meet the VBE participation goal, the Administrator shall require the Contractor to submit a Veteran's Business Enterprise Good Faith Efforts Documentation Request Form and provide additional documentation of its good faith efforts in attempting to fulfill the VBE goal.

The contact person for this contract is Patrick Jensen. This contact person will provide online responses to online inquiries. The Contractor shall contact Patrick Jensen jensenp2@mwr.org for site access only if the Contractor chooses to visit either the McCook Reservoir or Thornton Reservoir prior to submitting a bid.

Bidders should read the bidding requirements set forth on pages R-1 through R-6, and in particular page R-2, Paragraph 6, in regard to questions on this Contract.

All contracts for the Construction of Public Works are subject to the Illinois Prevailing Wage Act (820 ILCS 130/1 et. Seq.).

Metropolitan Water Reclamation District
of Greater Chicago

By _____
Darlene A. LoCascio
Director of Procurement and Materials Management

Chicago, Illinois
March 17, 2021