

\* PLEASE NOTE COMMENTS IN SECTIONS III + XV

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THE CITY OF MADISON, MISSISSIPPI  
OLD CANTON ROAD WIDENING AND RECONSTRUCTION

INSTRUCTIONS TO BIDDERS

I. Receipt and Opening of Bids; See copy of Advertisement for bids bound herewith.

II. Proposals:

Shall be made on the forms provided and all applicable blank spaces filled in. Any interlineations, alteration, erasure or change of any kind must be initialed by the BIDDER and shall not contain any recapitulation of the work to be done. No oral, telephonic or telegraphic proposals will be considered.

Any bid may be withdrawn prior to the above scheduled time for the opening of bids or authorized postponement thereof. Any bid received after the time and date specified shall not be considered.

Submit bids in an opaque sealed envelope marked as follows:

Bid for construction of City of Madison, Old Canton Road Widening and Reconstruction  
Federal-Aid No. STP-6926 - 00(002)

Any addenda issued during the bidding shall be noted on the Proposal Form and they will become a part of the executed contract.

\* III. Method of Bidding:

The bid will consist of a base bid amount in accordance with the totals bid per various items and schedules of the project proposal form, ~~with various additives and deductives for variances in the proposed project.~~

City of Madison reserves the right to reject any or all bids.

ADDITIONAL DEDUCTS  
NOT ALLOWED

IV. Addenda and Interpretations:

A. Should a bidder find discrepancies in, or omissions from, the drawings or specifications or should be in doubt as to their written meaning, he should at once notify the Engineer, who will send a written instruction or interpretation to all known holders of the documents. The Engineer will not be responsible for any oral instructions.

B. Any addenda so specifications or plans that may be issued before or during the time of advertisement shall be included in the proposal and will become a part of the contract.

V. Bid Security: Each bid must be accompanied by a certified check of the bidder, or a Bid Bond prepared on the form of a bid bond as included herein, duly executed by the bidder as surety thereon a

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surety company licensed by the State of Mississippi and signed by an agent resident in Mississippi, in the amount of five percent (5%) of the base bid.

- VI. **Liquidated Damages for Failure to Enter into Contract:** The successful bidder, upon his failure or refusal to execute and deliver the contract and bonds required within ten (10) days after he has received the contract for execution, shall forfeit to the owner, as liquidated damages, the bid security deposited with his bid.
- VII. **Security for Faithful Performance:** Simultaneously with his delivery of the executed Contract, the Contractor shall furnish Contract Performance and Payment Bonds in the full amount of the Contract for the payment of all persons performing labor on this Contract and for furnishing all materials in connection with this Contract. The surety on such Bond or Bonds shall be a duly authorized Surety Company doing business in the State of Mississippi.
- VIII. **Law and Regulations:** The bidder's attention is directed to the fact that all applicable State laws, municipal ordinances, and the rules and regulations of all authorities having jurisdiction over construction of the project shall apply to the Contract throughout, and they will be deemed to be included in the contract the same as though herein written out in full.
- IX. **Condition of Work:** Each bidder shall visit the site and inform himself fully of the conditions at the sight relating to the completion of the project. Failure to do so will not relieve a successful bidder of his obligations to furnish all material and labor necessary to carry out the provisions of his contract.
- X. **Obligation of Bidder:** At the time of the opening of bids, each bidder will be presumed to have inspected the site and to have read and to be thoroughly familiar with the Plans and Contract Documents (including addenda).
- XI. **Time of Completion:** Bidder must agree to commence work on or before the date specified in a written Notice to Proceed from the owner and to fully complete the project within 300 calendar days as set forth in these Contract Documents.
- XII. **Proposal Guarantees:** Proposal guarantees will be returned to the unsuccessful bidders as soon as a Contract has been awarded, and to the successful bidder after he has executed the Contract and has furnished Contract Performance and Payment Bonds and Certificates of Insurance as required.
- XIII. **Non-Collusion Affidavit:** Contractor must complete the non-collusion affidavits included in the Contract Documents and submit same as part of his bid. **FAILURE TO DO SO WILL DISQUALIFY HIS BID.**
- XIV. **Interpretations:** No oral interpretation made to any Bidders to the meaning of the Plans and Specifications or Contract Documents, shall be considered an effective modification of any of the provisions of the Contract Documents. Written and oral requests for interpretation of the Plans and

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Specifications shall be submitted to the Engineer for a formal decision which will be given in writing to all Plan and Specification holders.

~~XV.~~

~~Qualifications of Bidders:~~ The Owner may make such investigations as he deems necessary to determine the ability of the Bidder to perform the work and the bidder shall furnish to the Owner all such information and data for this purpose as the Owner may request. The Owner reserves the right to reject any Bid if the evidence submitted by or investigation of such Bidder fails to satisfy the Owner that such Bidder is properly qualified to carry out the Work contemplated therein.

PRE-QUALIFY/26 NOT ALLOWED

- XVI. **Insurance:** The Contractor will be required to carry the types and amounts of insurance specified in the General Conditions of Special Provisions of the Specifications as enclosed herein for the full term of the Contract.
- XVII. **Contract Award:** Award of Contract, if made, shall be within sixty (60) days of date of Bid opening.
- XVIII. **Issuance of "Notice to Proceed":** If the Contract is awarded, the Owner will issue the "Notice to Proceed" within 30 days of the date that the Contract is awarded.
- XIX. **Disadvantage Business Enterprise Forms:** Bidder must complete and submit DBE-5 form(s) with the bid. See Notice to Bidders No. 13.