

DOCUMENT 00 11 13 - ADVERTISEMENT FOR BIDS

Notice is hereby given that City of Tonkawa, hereinafter called "Owner" will receive sealed Bids at the City Hall, located at 113 S 7th Street, Tonkawa, OK 74653, until 10:00 a.m., on April 10, 2026, for:

CDBG Project Activity: Wastewater System Improvements - WWTP Aeration
CDBG Project Number: 19759 CDBG 25

Immediately following the closing time for receipt of Bids, Bids will be publicly opened and read aloud at City Council Chambers, 115 S 7th Street, Tonkawa, OK 74653. Any Bid received after closing time will be returned unopened.

A mandatory pre-bid for the Project will be held on March 31, 2026 at 2:00 PM at City Council Chambers, 115 S 7th Street, Tonkawa, OK 74653.

Information for Bidders, Bid forms, Specifications, Plans, and compact discs (CDs) are on file and may be obtained at the office of Parkhill, Consulting Engineers, 14101 Wireless Way, Ste 350, Oklahoma City, OK 73134.

1. Download documents (.pdf file extension format) from Parkhill's Info Exchange website after registering as a Plan Holder with issuing Parkhill office. **There is no cost or deposit required for this option.**
2. One set of paper copies for a non-refundable deposit of \$100.00.

Deposit shall be Company check or cashiers' check made payable to Parkhill. No partial sets will be issued.

Attention is called to the fact that not less than the federally-determined prevailing (Davis-Bacon and Related Acts) wage rate, as contained in Contract Documents, must be paid on this Project.

Bidders must submit a Cashier's or Certified Check issued by a bank satisfactory to Owner, or a Proposal Bond from a reliable Surety Company, payable without recourse to the order of City of Tonkawa in an amount not less than 5 percent of the Bid submitted as a guaranty that the Bidder will enter into a Contract and execute Bonds in the forms provided within 15 days after Notice of Award of Contract. Bids without the required check or Proposal Bond will not be considered.

Owner reserves the right to reject any and all Bids, waive any irregularities or technicalities without assigning any reason therefore, and to make the awards in the best interest of the Owner. (Bid shall be awarded to the lowest responsive and responsible Bidder). No Bidder may withdraw their Bid within 60 days after the actual date of the opening thereof. Bids are solicited and a contract award will be made pursuant to the Public Competitive Bidding Act of 1974 as amended (Title 61, O.S. 1981, Sections 101-136 et seq.).

All Contractors/subcontractors that are debarred, suspended, or otherwise excluded from or ineligible for participation in federal assistance programs, may not undertake any activity in part or in full under this Project.

The successful Bidder will be required to furnish a Performance Bond, a Payment/Statutory Bond, and a Maintenance Bond, each in the amount of the Contract, written by a responsible Surety Company authorized to do business in the State of Oklahoma, and satisfactory to Owner, as required by the Public Competitive Bidding Act of 1974 as amended (Title 61, O.S. 1981, Sections 101-136 et seq.).

Bidders are expected to inspect the site of the Work and to inform themselves regarding all local conditions. All Bids must include assurances that the following provisions will be complied with:

1. Federal Labor Standards Provisions, US Department of Labor, 29 CFR 5; Subpart A - Davis-Bacon Act; Subpart B - Fringe Benefit Provision.
2. Section 3 Final Rule became effective on November 30, 2020. It is codified at 24 CFR Part 75. The regulation simplifies the Section 3 requirements and establishes that Section 3 requirements apply to housing rehabilitation, housing construction, and other public construction projects assisted under HUD programs that provide housing and community development financial assistance when the total amount of HUD assistance to the Project exceeds a minimum funding threshold. The regulation also improves alignment with current business practices by requiring the reporting of labor hours rather than new hires. The Benchmark Notice establishes the current numeric goals for compliance with Section 3 requirements.
3. Section 109 of the Housing and Community Development Act of 1974, which assures that no person shall, on the grounds of race, color, natural origin, or sex, be excluded from participation in, be denied the benefits of, or be subjected to discrimination under any program or activity funded in whole or in part with funds made available under any program funded in whole or in part by federal funds.
4. Non-Segregated Facilities, Certification that assures the Bidder does not maintain or provide any segregated facilities.
5. Executive Order 11246, EEO provisions require affirmative action and prohibits federal contractors from discriminating on the basis of race, color, religion, sex, sexual orientation, gender identity, or national origin.
6. Minority Business Enterprise and Women Business Enterprise provisions which encourage minority-owned business and women-owned businesses to Bid on the Project.
7. Circular 570, Assurances that Surety companies executing bonds appear on the Treasury Department's list and are authorized to transact business in the State where the Project is located.
8. Section 504, Evaluating Municipal Accessibility, Section 504 of the Rehabilitation Act of 1973, as amended, establishes policies, goals, and procedures for assuring that no otherwise qualified individual with disabilities is, solely on the basis of the disability, denied benefits, subjected to discrimination, or excluded from participation in any program or activity receiving federal assistance. HUD has issued regulations to establish the manner in which recipients of CDBG funds are required to comply with the provisions of Section 504 [24 CFR 8].
9. CDBG Grant Recipients must conform to HUD's procedural requirements as a condition of receiving these federal funds. There are ways the community may need to modify its customary way of doing business to ensure that all local services, not only grant-related activities, are accessible to your disabled citizens and that local programs discriminate against them. [See Architectural Barriers Act of 1968, as amended; the Americans with Disabilities Act; and the Fair Housing Amendments Act of 1988].
10. Contracts for this construction will require the submissions of a preliminary statement of anticipated work force and subcontractor needs for Project construction work, as well as the submission of written goals (number of employees and dollar amount to subcontractors) for utilization of lower-income residents and small and disadvantaged businesses located within Kay County.

11. **SAM.gov Registration - Entities must be active in SAM.gov with no exclusions in order to receive a federally assisted Contract. A Contractor must be registered and updated in the SAM.gov system as this review is conducted by Owner before any Contract award is executed.**

Note: In order to register in SAM, a Unique Entity Identification (UEI) number will be required. A UEI is a 12-character (alpha-numeric) code that uniquely identifies all entities. Any entity registering to do business with the government in terms of contracts or grants and assistance awards is required to have one. Unique Entity IDs are issued by SAM.gov and are a part of an entity's record in the Entity Information section of SAM.gov.

12. This Project is subject to Build America, Buy America (BABA) Act requirements. The BABA Act requires none of the funds made available for a Federal financial assistance program for infrastructure, including each deficient program, may be obligated for a project unless all of the iron, steel, manufactured products, and construction materials used in the project are produced in the United States. The BABA Act requirement does not supersede the AIS requirement, and both provisions still apply and work in conjunction.
13. American Iron and Steel provisions also apply to projects funded directly by or assisted in whole or in part by and through the Federal Government pursuant to the Safe Drinking Water Act, Section 1452(a)(4), requiring that all iron and steel products used for a project for the construction, alteration, maintenance, or repair of a public water system are produced in the United States.