MISSOURI HIGHWAYS AND TRANSPORTATION COMMISSION – MISSOURI DEPARTMENT OF TRANSPORTATION

MoDOT DISTRICT 3 HEADQUARTERS
1711 SOUTH HIGHWAY 61, P.O. BOX 1067
HANNIBAL, MISSOURI 63401

BID
OF

Name_____

Address_____

_____

FOR
DEMOLITION, REMOVAL OF STRUCTURES AND RELATED WORK ON STATE PROPERTY

District Contract No. B03-07-0038
STATE PROJECT

WORK LOCATIONS:
PARCEL 7 – Shelby County, 6562 Highway 36, Shelbina, MO 63468

This is a Required Combination. Each bidding contractor must bid on all the work requested for the parcel(s) listed, and be willing to perform all the work requested for each and every parcel listed, directly or through its subcontractors.

BIDDER CHECKLIST
FINAL CHECKLIST BEFOR SUBMITTING BID

___ 1. The Request for Bid Package includes a complete set of bidding documents and attachments which are made part of the bid by reference. The attachments are for the bidder's information and convenience only and are not to be returned with the Bid.

___ 2. The Bid Package contains a complete set of the bidding documents only. It is to be completed, executed, and submitted in a sealed envelope provided by the Missouri Department of Transportation's District 3 Office. Colored pages indicate bidding documents that require the bidder to provide specific information.

___ 3. Please read all items in the bidding document carefully. Complete all items in ink or by typing in the information.

___4. Sign this bidding document properly. If submitted in the name of a firm, LLP, LLC, or corporation, the legal name of the firm, LLP, LLC, or corporation should appear in the space designated, and be signed for by one or more person legally qualified to execute papers in the name of that firm, LLC, LLC, or corporation.

___ 5. Submit the provided bid bond completed and executed by bidder and surety, or attach a certified check or cashier's check in the amount of Five Percent (5%) of the total bid to the bid bond form.

___ 6. Submit the Subcontractor Disclosure Form in accordance with the bidding documents.

Below is a list of common mistakes made by bidders that have led to bids being declared non-responsive. Please refer to the Missouri Standard Specifications for Highway Construction, 2004, as revised, for the appropriate procedures for completing and submitting a bid.

a) Not signing the bid
b) Using a different bid bond form than one provided
c) Using pencil to fill out the bid.
d) Using white out to make corrections to the itemized bid sheets.
e) Not striking through and initializing any changes made.

All questions concerning the bid document preparation can be directed to Ms. Tanya Dauma at MoDOT District 3, Phone Number (573) 248-2486; Fax Number (573) 248-2468. Specific demolition project questions can be directed to the project contact listed in the Job Special Provision in the Request for Bid, Mr. Rolla Rentz, P.E.

Standard Solicitation Provisions

a. The Missouri Department of Transportation (MoDOT) reserves the right to reject any or all bids, and to accept or reject any items thereon, and to waive technicalities. In case of error in the extension or addition of prices in the bid, unit prices will govern.

b. All bids must be signed by a responsible officer or employee with the firm name, any fictitious name used, the complete firm address, plus phone and fax numbers used. Obligations assumed by such signature must be fulfilled.

c. By virtue of statutory authority, a preference will be given to materials, products, supplies, provisions and all other articles produced, manufactured, made or grown, within the State of Missouri.

d. No bids by telephone, telegram, or telefax will be accepted. All bids should be returned in the MoDOT solicitation return envelope.

e. The date specified for the returning of bids is a firm deadline and all bids must be received at the designated office by that time. The Department does not recognize the U.S. Mail, Railway Express Agency, Air Express, FedEx, UPS, DHL, or any other organization, as its agent for purposes of accepting bids. All bids arriving at the designated office after the deadline specified will be rejected.

NOTICE TO CONTRACTORS

Sealed bids, addressed to the Missouri Department of Transportation, District 3 (**MoDOT**), Hannibal, Missouri, for the proposed work will be received by MoDOT until 10:45 a.m. (prevailing local time) on April 19, 2007, in the MoDOT District 3 Procurement Office, 1711A South Highway 61, Hannibal, Missouri, and at that time will be publicly opened and read. Bids delivered by US Mail should be mailed to: P.O. Box 1067, Hannibal, MO 63401. Bids delivered by parcel delivery services, (such as UPS, Fed Ex, DHL, etc.) should be shipped to MoDOT District 3, 1711A South Highway 61, Hannibal, Missouri 63401.

(1) PROPOSED CONTRACT WORK: The proposed work, hereinafter called "the work", includes:
Parcel 7 – 6562 Highway 36, Shelbina, Missouri 63468, located in Shelby County: Preliminary Removal of Asbestos Containing Material (ACM); Removal of Solid Waste, Plugging and Closure of an Abandoned Well; and the Demolition and Removal of All Structures and Buildings on the Premises.
All of the work listed above must be performed by the bidder whose bid is accepted, either directly or through lawful subcontractors of that contractor.

(2) COMPLIANCE WITH CONTRACT PROVISIONS: The bidder, having examined and being familiar with the local conditions affecting the work, with the proposed contract and the contract documents, including the Missouri Highways and Transportation Commission's "Missouri Standard Specifications .for Highway Construction, 2004" as revised, and the Request for Bid, including its plans, special provisions and component appendices, hereby proposes to furnish all labor, materials, equipment, services, etc., required for the performance and completion of the work. All references are to the Missouri Standard Specifications for Highway Construction, as revised, unless otherwise noted.

(3) PERIOD OF PERFORMANCE: If its bid is accepted and a contract awarded, the bidder agrees that the work shall be diligently prosecuted at such rate and in such manner as, in the judgment of the engineer, is necessary for the completion of the work within the time specified as follows in accordance with Sec 108:
Notice to Proceed: **When contract is executed, and proof of insurance provided.**
Completion Date: **May 25, 2007**

(4) LIOUIDATED DAMAGES: The bidder agrees that, should the bidder fail to complete the work in the time specified or such additional time as may be allowed by the engineer under the contract, the amount of liquidated damages to be recovered in accordance with Sec 108 of the Commission's "Missouri Standard Specifications .for Highway Construction, 2004" as revised, shall be as follows:
Liquidated damages per day: **$500**

(5) BID GUARANTY: The bidder shall submit and attach to this bid a bid guaranty meeting the requirements of Sec 102. The Bid guaranty will be returned as per standard specifications. The bid bond form is included in the Bid packet and is also available on MoDOT's website.

(6) CERTIFICATIONS: By signing and submitting this bid, the bidder makes the certifications appearing in Sec. 102.18.2 (regarding disbarment, eligibility, indictments, convictions, or civil judgments), Sec. 102.18.3 (regarding anti-collusion), and Sec. 102.18.5 (regarding the Missouri Domestic Products Procurement Act). Any necessary documentation is to accompany the bid submission, as required by these sections. As provided in Sec. 108.13 of the Commission's "Missouri Standard Specifications .for Highway Construction, 2004" as revised, the Commission may terminate the contract for acts of misconduct, which includes but is not limited to fraud, dishonesty, and material misrepresentation or omission of fact within the bid submission.

☐ Mark this box ONLY if the bidder REFUSES to make one or more of the certifications specified above. The bidder shall provide a statement of explanation for the refusal to make a certification on company letterhead, signed by the bidder, and inserted inside the submitted bid.

(7) ANTIDISCRIMINATION: The Commission hereby notifies all bidders that in any contract entered into pursuant to this request for bids, businesses owned and controlled by socially and economically disadvantaged individuals will be afforded full opportunity to submit responsive bids and will not be discriminated against on the grounds of race, color, religion, sex, age, ancestry, or national origin in consideration for an award.

(8) PREFERENCE TO MISSOURI FIRMS IN AWARDING OF CONTRACTS: The bidder's attention is directed to Section 34.355 RSMo, *et seq.*, which requires that preference be given in awarding contracts to firms, corporations, or individuals doing business as Missouri firms, corporations, or individuals, or which maintain Missouri offices or places of business, when the quality of performance promised is equal or better, and the price quoted is the same or less.

The law also requires that a contractor or bidder domiciled outside the state of Missouri shall be required, in order to be the successful bidder, to submit a bid which is the same percent less than the lowest bid submitted by a responsible contractor or bidder domiciled in Missouri as would be required for the Missouri domiciled contractor or bidder to succeed over the bidding contractor or bidder domiciled outside Missouri in a like contract or bid being let in his domiciliary state. A contractor or bidder domiciled outside Missouri shall also be required to submit an audited financial statement as would be required of a Missouri domiciled contractor or bidder on a like contract or bid being let in the domiciliary state of that contractor or bidder.

For firms, LLCs, LLPs, corporations or individuals domiciled outside the state of Missouri, it is requested they submit the following information:

List the state of the bidder's domicile _____

List address of all Missouri offices or places of business_____

_____

(9) SIGNATURE AND IDENTITY OF BIDDER: The undersigned states that the following listed information is correct and that (if not signing with the intention to bind themselves to become the responsible and sole bidder) they are the agent of, and they are signing and executing this, as the bid of:

_____,

which is the correct LEGAL NAME of the bidding entity.

(a) The entity submitting this bid is a(n) (1) individual bidder, (2) partnership, (3) joint venture (whether individuals or corporations, and whether doing business under a fictitious name), (4) Limited Liability Company [LLC], (5) Limited Liability Partnership [LLP], or (6) a corporation. Indicate by marking the appropriate box below.

☐ sole individual ☐ partnership ☐ joint venture

☐ Limited Liability Company [LLC], existing under the laws of the state of _____

☐ Limited Liability Partnership [LLP], existing under the laws of the state of _____

☐ corporation, incorporated under the laws of state of _____.

(b) If the bidder is doing business in Missouri under a fictitious name, fill in that fictitious name here:

_____.

Executed by the bidder this_____ day of _____, 20_____.

THE BIDDER CERTIFIES THAT THE BIDDER AND ITS OFFICIALS, AGENTS. AND EMPLOYEES HAVE NEITHER DIRECTLY NOR INDIRECTLY ENTERED INTO ANY AGREEMENT. PARTICIPATED IN ANY COLLUSION. OR OTHERWISE TAKEN ANY ACTION IN RESTRAINT OF FREE COMPETITIVE BIDDTNG IN CONNECTION WITH THIS BID, AND THAT THE BIDDER INTENDS TO PERFORM THE WORK WITH ITS OWN BONAFIDE EMPLOYEES AND SUBCONTRACTORS. AND DID NOT BID FOR THE BENEFIT OF ANOTHER CONTRACTOR.

THE BIDDER ACKNOWLEDGES THAT THIS IS AN UNSWORN DECLARATION, EXECUTED UNDER PENALTY OF MAKING A FALSE DECLARATION UNDER THE LAWS OF MISSOURI, AND ANY OTHER APPLICABLE STATE OR FEDERAL LAWS. THE FAILURE TO PROVIDE THIS CERTIFICATION IN THIS BID MAY MAKE THIS BID NON-RESPONSIVE. AND CAUSE IT TO BE REJECTED.

☐ Check this box ONLY if the bidder REFUSES to make this certification. The bidder must provide an explanation for the refusal to make this certification, with this bid submittal.

_____
Signature of Bidder's Owner, Officer, Partner or Authorized Agent

_____
Please print or type name and title of the authorized individual signing here

_____
Bidding Firm (Corporation, LLC, LLP, etc.) Name

_____
Bidding Firm’s Registered Fictitious Name (If Any)

_____
Bidder-Contractor’s Street – Mailing Address

_____
City, State & Zip Code

_____
Bidder-Contractor’s Office Phone: Fax No.:

_____
Bidder-Contractor’s Cell Phone: E-Mail Address:

Attest:

_____
Secretary of Corporation, if Bidder is a Corporation

Affix the Bidding Entity’s Seal (If the Bidder is a Corporation or has a seal)

NOTE: If the bidder is doing business under a fictitious name, the bid shall be executed in the legal name of the individual, partners, joint venture, LLC, LLP, or corporation, and registration of fictitious name filed with the secretary of state, as required by sections 417.200 to 417.230 RSMo. If the bidder is a corporation not organized under the laws of Missouri, it shall procure a certificate of authority to do business in Missouri, as required by section 351.572 et seq RSMo.

(10) ITEMIZED BID: The bidder should complete this section in accordance with Sec 102.7 of the Commission’s “Missouri Standard Specifications for Highway Construction, 2004”, as revised.
The bidder proposes to furnish all labor, materials, equipment, services, etc. required for the performance and completion of the work, as follows:

Missouri Department of Transportation District 3 Contract No. B03-07-0038

Contractor: _____

Work Item Description	Work Item Bid Amount Dollars | Cents
Removal of all Asbestos Containing Material (ACM) from all structures, fixtures and items on Parcel 7, whether the existence and location of that ACM is known or unknown, including the lawful disposal of such ACM material off site, in accordance with Missouri Department of Natural Resources (MDNR) regulations and guidelines as described in Attachment C, and the contract terms – LUMP SUM BID AMOUNT:	
Lawful Plugging and removal/abandonment of One (1) well on Parcel 7, in accordance with Missouri Department of Natural Resources (MDNR) regulations and guidelines as described in Attachment D, and the contract terms – LUMP SUM BID AMOUNT:	
Lawful demolition and removal of all structures, fixtures, trash and other man-made items from Parcel 7, including a house, garage foundations, septic vault, concrete floors, foundations, footings, walls, slabs and trash; with lawful disposal of all such materials off site. This includes materials painted with lead-based paint; see Attachment F – Metals Survey Report of Painted Concrete, Block, Brick and Surfaces, Form C760. No concrete, brick, block, trash, or other man-made materials shall remain on site or be used for backfill on Parcel 7, even if it is lawfully considered "clean fill"; in accordance with Missouri Department of Natural Resources (MDNR) regulations and guidelines as described in Attachments E and F, plus Section 202 of the Standard Specifications, and the contract terms – LUMP SUM BID AMOUNT:	
Charge for demolition and/or removal and lawful disposal of other materials and trash on the property, such as waste tires, which constitute solid waste or are regulated under MDNR regulations and guidelines as described in Attachment F, and do not constitute "clean fill". These shall be properly handled and disposed of off site, in accordance with MDNR regulations and guidelines as described in Attachments E and F, plus Section 202 of the Standard Specifications, and the contract terms – LUMP SUM BID AMOUNT:	

Level and backfill any gaps or holes after demolition, using only clean fill from the subject Parcel or other sources; plus place erosion control devices on the Parcel as necessary; with all materials; in accordance with MDNR regulations and guidelines described in Attachment E, plus Section 202 of the Standard Specifications, and the contract terms – LUMP SUM BID AMOUNT:	
All seeding and mulching work, plus the cost of seed, mulch, mulch overspray, other materials, equipment and preparation, for seeding and mulching Parcel 7 in accordance with Missouri Standard Specifications Sec 802 and 805 – LUMP SUM BID AMOUNT:	
TOTAL BID AMOUNT:	

The bidding contractor further states and represents that if its bid is accepted and it is awarded the contract for this demolition contract, it will enter into the contract for this work with the Missouri Highways and Transportation Commission through MoDOT District 3, in accordance with the terms of this bid, the request for bid, the Job Special Provisions and all pertinent Missouri Standard Specifications, as revised, plus all applicable provisions of state and federal laws and regulations.

_____ _____
Signature of Authorized Officer of Bidding Contractor Date

_____
Printed Name of the Officer Signing This Bid Above

_____
Printed Name of Bidding Contractor (Person, Firm, Corporation, LLP, LLC, etc.)

Attest: SEAL (if any)

_____
Corporate Secretary (if any)

Bid Bond

KNOW ALL PERSONS BY THESE PRESENTS, that we_____
_____
as principal, and _____
as surety, are held and firmly bound unto the state of Missouri (acting by and through the Missouri Highways and Transportation Commission) in the penal sum of _____
_____Dollars ($ _____)
to be paid to the Commission to be credited to the State Road Fund, the principal and surety binding themselves, their heirs, executors, administrators, successors, and assigns, jointly and severally, firmly by these presents.

Sealed with our seals and dated this _____.

THE CONDITION OF THIS OBLIGATIONS is such that

WHEREAS the principal is submitting herewith a bid to the Commission on route(s) _____
_____36_____
in _____Shelby_____ County(ies),
projects(s) _____3P0409C (Parcel #7)_____
_____
for pre-construction structural demolition work for that state highway, as set out in said bid;

NOW THEREFORE, if the Commission shall accept the bid of the principal and if the principal shall properly execute and deliver to the Commission the contract, contract bond, and evidence of insurance coverage in compliance with the requirements of the bid, the specifications, and the provisions of section 227.100 RSMo, to the satisfaction of the Commission, then this obligation shall be void and no effect, otherwise to remain in full force and effect.

In the event the said principal shall, in the judgment of the Commission, fail to comply with any requirements as set forth in the preceding paragraph, then the state of Missouri, acting by and through the Commission, shall immediately and forthwith be entitled to recover the full penal sum above set out, together with court costs, attorney's fees, and any other expense of recovery.

The principal and surety hereby certify that this document is the original or a verbatim copy of the bid bond form furnished by the Commission, in accordance with Sec 102.9 of the Missouri Standard Specifications for Highway Construction, as revised.

_____
Principal

SEAL By _____
Signature of Bidder, Responsible Officer

_____
Surety

SEAL By _____
Signature of Attorney in Fact

NOTE: This bond must be executed by the principal (the bidding contractor), and by a corporate surety authorized to conduct surety business in the state of Missouri.

ANTI-COLLUSION STATEMENT

STATE OF _____)
) SS.
COUNTY OF _____)

_____, being first duly sworn, deposes and
Printed Name of Person Making This Affidavit

says that s/he is _____of
Title of Person Signing

_____
Name of The Bidder

that all the statements made and facts set out in the proposal for the above project are true and correct; and that the bidder (The person, firm, association, LLP, LLC or corporation making said bid) has not, either directly or indirectly, entered into any agreement, participated in any type of collusion, or otherwise taken any action in restraint of free competitive bidding in connection with such bid or any contract which may result from its acceptance.

Affiant further certifies under penalty of making a false affidavit that the above-named bidder is not financially interested in, or financially affiliated with, any other bidder for the above project.

By_____
Signature of Person Making This Affidavit

Sworn to before me this _____ day of _____ , 200_____.

_____
Notary Public

_____
Printed, Typed or Stamped Name of Notary Public

My Commission Expires_____.