

City of Lincoln/Lancaster County (Lincoln Purchasing) Supplier Response

Bid Information		Contact Information		Ship to Information
Bid Creator	Robert Walla Asst. Purchasing Agent	Address	Purchasing\City & County	Address
Email	rwalla@lincoln.ne.gov		440 S. 8th St.	Contact
Phone	1 (402) 441-8309		Lincoln, NE 68508	Department
Fax	1 (402) 441-6513	Contact	Robert Walla Asst. Purchasing Agent	Building
Bid Number	16-014 Addendum 2	Department		Floor/Room
Title	Yankee Hill Paving Improvement Project 701924 from 70th to 81st Street (PW/U - Eng. Services)	Building		Telephone
Bid Type	Bid	Floor/Room		Fax
Issue Date	12/28/2015	Telephone	1 (402) 441-8309	Email
Close Date	1/29/2016 12:00:00 PM CT	Fax	1 (402) 441-6513	
Need by Date		Email	rwalla@lincoln.ne.gov	

Supplier Information	
Company	Constructors Inc.
Address	1815 Y Street
	Lincoln, NE 68508
Contact	Eric Anderson
Department	
Building	
Floor/Room	
Telephone	1 (402) 434-1764
Fax	1 (402) 441-4176
Email	EricA@Constructorslincoln.com
Submitted	1/29/2016 11:09:34 AM CT
Total	\$4,472,153.72

Signature Dave Olson Email daveo@constructorslincoln.com

Supplier Notes

Bid Notes

This bid is tied to Bid No. 16-015 (Project 702869) A Pre-bid meeting will be held Tuesday, January 12, 2016 from 1:30 - 3:30 pm at the MSC Building, 901 W. Bond Street, Lincoln, NE, Training Room 1. All interested Vendors are strongly encouraged to attend.

If you need assistance in preparing your bid, 1) Click the "Help" button in the upper right hand corner of any screen; or 2) Contact our office at 402-441-7417 to set up a training session in Purchasing or assistance over the phone.

Per Addendum No. 1 the Bid Close Date is being extended to Friday, Jan. 29, 2016 at noon.

Bid Activities

Date	Name	Description
1/12/2016 1:30:00 PM	Pre-bid Meeting	A Pre-bid meeting will be held Tuesday, January 12, 2016 from 1:30 - 3:30 pm at the MSC Building, 901 W. Bond Street, Lincoln, NE, Training Room 1. All interested Vendors are strongly encouraged to attend.
1/29/2016 12:00:00 PM	General Contractor Listing	General Contractors - Call 402-441-7417 or e-mail purchasing@lincoln.ne.gov to be added to this list.
1/29/2016 12:00:00 PM	Sub-Contractor Listing	Sub-Contractors - Call 402-441-7417 or e-mail purchasing@lincoln.ne.gov to be added to this list.

Bid Messages

Please review the following and respond where necessary

#	Name	Note	Response
1	Standard Specifications for Municipal Construction	I acknowledge reading and understanding the current City of Lincoln Standard Specifications for Municipal Construction and Lincoln Standard Plans (including General Provisions and Requirements, and Material and Construction Specifications) View at: http://www.lincoln.ne.gov/city/pworks/engine/dconst/standard/stndspect/index.htm	Yes
2	NDOR Standard Specs for Hwy Construction	I acknowledge reading and understanding the current Nebraska Department of Road's Standard Specifications for Highway Construction Supplemental Specifications to the Standard Specifications for Highway Construction, view at: http://www.dor.state.ne.us/ref-man/	Yes
3	Form of Contract Agreement	I acknowledge reading and understanding the Contract Agreement Forms.	Yes
4	Form of Bonds	I acknowledge that a Performance Bond and a Payment Bond each in the amount of 100% of the Contract amount will be required with the signed contract upon award of this job.	Yes
5	Special Provisions/Traffic Control Provisions	I acknowledge reading and understanding the Special Provisions and/or Traffic Control Provisions.	Yes
6	Instructions to Bidders	I acknowledge reading and understanding the Instructions to Bidders.	Yes
7	Insurance Requirements	I acknowledge reading and understanding the Insurance Requirements.	Yes
8	Specifications	I acknowledge reading and understanding the Specifications.	Yes
9	Plan, Profile & Detail Sheets	I acknowledge reading and understanding the Plan, Profile & Detail Sheets included with this bid.	Yes
10	Tax Exempt Certificate Forms	Materials being purchased in this bid are tax exempt and unit prices are reflected as such. A Purchasing Agent Appointment form and a Exempt Sales Certificate form shall be issued with contract documents. (Note: State Tax Law does not provide for sales tax exemption for proprietary functions for government, thereby Water projects are taxable.)	Yes

- 11 Bid Bond Submission - City
- I acknowledge and understand that my bid will not be considered unless a bid bond or certified check in the sum of five percent (5%) of the total amount of the bid is made payable to the order of the City Treasurer as a guarantee of good faith prior to the bid opening. The bid security may be scanned and attached to the 'Response Attachments' section of your response or faxed to the Purchasing Office (402)441-6513. The original bond/check must then be received in the Purchasing Office, 440 S. 8th Street, Ste. 200, Lincoln, NE 68508 within three (3) days of bid closing.
- I have scanned and attached my bid bond.
- YOU MUST INDICATE YOUR METHOD OF BID BOND SUBMISSION IN BOX TO RIGHT!
- 12 Unit Pricing Rules
- I acknowledge the Excel spreadsheet is attached to this bid in the Response Attachment Section. The unit price of the Excel Spreadsheet takes precedence over the total submitted in Line Items.
- Yes
- 13 Project Dates
- The Contractor agrees that the Work in this Contract shall begin as soon after the Notice to Proceed as is necessary for the Contractor to complete the Work within the number of calendar days allowed and prior to the stated completion date. The completion date shall be no later than November 3, 2017.
- Yes
- Employee Class Act EO
- I acknowledge reading and understanding the Employee Classification Act, Executive Order 83319.
- Yes
- 15 Employee Class Act Affidavit
- I acknowledge if awarded the contract I will abide by the law, notarize and attach the Employee Classification Act Affidavit to my contract.
- Yes
- 16 Bid Documents
- I acknowledge and accept that it is my responsibility as a Bidder to promptly notify the Purchasing Department Staff prior to the close of the bid of any ambiguity, inconsistency or error which I may discover upon examination of the bid documents including, but not limited to the Specifications.
- Yes
- 17 Contact
- Name of person submitting this bid:
- Ted Butler
- 18 Electronic Signature
- Please check here for your electronic signature.
- Yes
- 19 Agreement to Addendum No. 1
- Respondent hereby certifies that the change set forth in this addendum has been incorporated in their proposal and is part of their bid. Reason: See Bid Attachments section for Addendum information.
- Yes
- 20 Agreement to Addendum No. 2
- Respondent hereby certifies that the change set forth in this addendum has been incorporated in their proposal and is part of their bid. Reason: See Bid Attachments section for Addendum information.
- Yes

Line Items

#	Qty	UOM	Description	Response
1	1	Lump Sum	Yankee Hill Paving Improvement Project 701924 from 70th to 81st Street – Total Lump Sum of Bid	\$4,472,153.72

Item Notes: Fill out the itemized Excel spreadsheet attached below. Attach completed spreadsheet on the 'Response Attachments' of your response.

Supplier Notes:

Response Total: \$4,472,153.72

Project Code : 701924

Project Name :

Yankee Hill Paving Improvement Project
701924

Estimate ID : Yankee Hill Paving Improvement Project 701924 from

Estimate Name :

Yankee Hill Paving Improvement Project
701924 from

Line No.	Pay Item No.	Description	Quantity	Unit	Unit Price	Amount	Alternate Code
1	01.00001	Mobilization	1.0000	LS	270,000.0000	270,000.00	Base Bid
2	01.01001	Const Staking	1.0000	LS	70,000.0000	70,000.00	Base Bid
3	01.02001	Survey Monument & Box	3.0000	EA	420.0000	1,260.00	Base Bid
4	01.03001	Property Pin Establishment	121.0000	EA	54.0000	6,534.00	Base Bid
5	01.04001	Pavement & Sidewalk Removal	1,866.3000	CY	19.5000	36,392.85	Base Bid
6	01.05001	Sawing Type A	78.5000	LF	6.0000	471.00	Base Bid
7	01.11001	Adjust MH to Grade	1.0000	EA	410.0000	410.00	Base Bid
8	01.13001	Adjust Water Valve Box To Grade	5.0000	EA	150.0000	750.00	Base Bid
9	50.00001	Bench Mark	1.0000	EA	650.0000	650.00	Base Bid
10	50.00001	Adjust Cathodic Protection Test Station To Grade	5.0000	EA	6,000.0000	30,000.00	Base Bid
11	50.00001	Pothole Existing Utility	16.0000	EA	170.0000	2,720.00	Base Bid
12	02.01001	General Clearing & Grubbing	1.0000	LS	27,000.0000	27,000.00	Base Bid
13	02.02012	Tree Removal (12" to 23")	24.0000	EA	260.0000	6,240.00	Base Bid
14	02.02024	Tree Removal (24" to 35")	4.0000	EA	325.0000	1,300.00	Base Bid
15	02.02036	Tree Removal (36" & Over)	2.0000	EA	650.0000	1,300.00	Base Bid
16	02.05001	Excavation	28,282.0000	CY	1.0000	28,282.00	Base Bid
17	02.05003	Excavation - Borrow	69,248.0000	CY	2.0000	138,496.00	Base Bid
18	02.08001	Earthwork Measured in Embankment	78,024.0000	CY	6.2000	483,748.80	Base Bid
19	04.09304	Concrete Sidewalk, 4"	838.0000	SF	4.0000	3,352.00	Base Bid
20	04.09306	Concrete Sidewalk, 6"	3,380.0000	SF	6.4500	21,801.00	Base Bid
21	04.09405	Concrete Driveway, 5"	2,235.0000	SF	5.6000	12,516.00	Base Bid
22	04.09505	Concrete Bikeway, 5"	39,366.0000	SF	3.8000	149,590.80	Base Bid
23	04.09800	Concrete Median Nose	28.0000	EA	500.0000	14,000.00	Base Bid
24	04.09806	Tack-On Concrete Median, 6"	4,873.0000	SF	8.5000	41,420.50	Base Bid
25	04.11001	Detectable Warning Panels	620.0000	SF	26.5000	16,430.00	Base Bid
26	06.06003	Asphaltic Concrete, Type 3	1,913.0000	TON	59.0000	112,867.00	Base Bid
27	09.03002	Gravel Surfacing	152.0000	TON	32.0000	4,864.00	Base Bid
28	50.00040	PCC Truck Apron (Colored & Stenciled)	1,306.8000	SY	89.0000	116,305.20	Base Bid
29	50.00040	Doweled PCC Pavement with Integral Curb	23,191.5000	SY	44.0000	1,020,426.00	Base Bid
30	13.08010	Raised Pavement Markers	114.0000	EA	4.0000	456.00	Base Bid
31	13.09001	Tubular Markers, Channel Mount	25.0000	EA	70.0000	1,750.00	Base Bid
32	50.00001	Heavy Duty Delineator	5.0000	EA	11.0000	55.00	Base Bid
33	50.00005	24" W Polyurea Pavement Marking, Grooved	600.0000	LF	30.0000	18,000.00	Base Bid
34	50.00005	18" W Polyurea Pavement Marking, Grooved	570.0000	LF	24.0000	13,680.00	Base Bid
35	50.00005	12" W Polyurea Pavement Marking, Grooved	415.0000	LF	16.0000	6,640.00	Base Bid
36	50.00005	12" Y Polyurea Pavement Marking, Grooved	141.0000	LF	16.0000	2,256.00	Base Bid
37	50.00005	8" W Polyurea Pavement Marking, Grooved	1,003.0000	LF	7.0000	7,021.00	Base Bid
38	50.00005	4" W Polyurea Pavement Marking, Grooved	10,690.0000	LF	3.0000	32,070.00	Base Bid

39	50.00005	4" Y Polyurea Pavement Marking, Grooved	5,600.0000	LF	2.8000	15,680.00	Base Bid
40	13.11004	Temp MKG, 4"	16,300.0000	LF	0.8000	13,040.00	Base Bid
41	13.11008	Temp MKG, 8"	1,000.0000	LF	1.6000	1,600.00	Base Bid
42	13.11012	Temp MKG, 12"	1,500.0000	LF	2.7000	4,050.00	Base Bid
43	15.05001	Dynamic Message Sign	24.0000	Days	125.0000	3,000.00	Base Bid
44	15.09001	Traffic Control For Construction	1.0000	LS	80,000.0000	80,000.00	Base Bid
45	15.09210	Flashing Arrow Panels	15.0000	Days	210.0000	3,150.00	Base Bid
46	15.09300	Flagging	10.0000	Days	300.0000	3,000.00	Base Bid
47	14.01010	Traffic Sign < 4 SQ FT	59.0000	EA	81.0000	4,779.00	Base Bid
48	14.01012	Traffic Sign 4 SQ FT < 9 SQ FT	52.0000	EA	160.0000	8,320.00	Base Bid
49	14.01111	Remove Traffic Sign and Post	14.0000	EA	124.0000	1,736.00	Base Bid
50	14.03211	Ground Sleeve	34.0000	EA	91.0000	3,094.00	Base Bid
51	14.04010	Street Name Posts (Round)	24.0000	LF	10.0000	240.00	Base Bid
52	50.00001	Square Sign Posts	82.0000	EA	41.0000	3,362.00	Base Bid
53	50.00001	Sign Post Anchor	73.0000	EA	16.0000	1,168.00	Base Bid
54	20.07001	Conc. For Collars, Elbows, Plugs & Headwalls	9.5500	CY	630.0000	6,016.50	Base Bid
55	20.07002	Steel For Collars, Elbows, Plugs & Headwalls	439.0000	LB	4.3000	1,887.70	Base Bid
56	21.03018	Remove Storm Sewer Pipe, 18"	311.0000	LF	18.0000	5,598.00	Base Bid
57	21.03024	Remove Storm Sewer Pipe, 24"	204.0000	LF	18.0000	3,672.00	Base Bid
58	21.03026	Remove Storm Sewer Pipe, 36"	72.0000	LF	18.0000	1,296.00	Base Bid
59	21.03042	Remove Storm Sewer Pipe, 42"	129.0000	LF	22.0000	2,838.00	Base Bid
60	21.03054	Remove Storm Sewer Pipe, 54"	137.0000	LF	27.0000	3,699.00	Base Bid
61	21.03315	15" R.C.P. Storm Sewer, CL. III	1,794.0000	LF	43.0000	77,142.00	Base Bid
62	21.03318	18" R.C.P. Storm Sewer, CL. III	268.0000	LF	52.9500	14,190.60	Base Bid
63	21.03324	24" R.C.P. Storm Sewer, CL. III	531.0000	LF	64.8000	34,408.80	Base Bid
64	21.03330	30" R.C.P. Storm Sewer, CL. III	271.0000	LF	94.0000	25,474.00	Base Bid
65	21.03342	42" R.C.P. Storm Sewer, CL. III	480.0000	LF	137.0000	65,760.00	Base Bid
66	21.03372	72" R.C.P. Storm Sewer, CL. III	330.0000	LF	450.0000	148,500.00	Base Bid
67	21.06001	Concrete for Box Culvert	402.4100	CY	470.0000	189,132.70	Base Bid
68	21.06002	Steel for Box Culvert	111,646.0000	LBS	1.3000	145,139.80	Base Bid
69	21.07030	Storm Sewer Manhole (15"-30")	1.0000	EA	3,500.0000	3,500.00	Base Bid
70	21.08001	Storm Sewer Inlet, 72" (Straight)	4.0000	EA	3,500.0000	14,000.00	Base Bid
71	21.08002	Storm Sewer Inlet, 72" (Canted)	22.0000	EA	3,500.0000	77,000.00	Base Bid
72	21.12242	R.C. Flared End Section (42")	3.0000	EA	2,000.0000	6,000.00	Base Bid
73	21.12272	R.C. Flared End Section (72")	1.0000	EA	4,750.0000	4,750.00	Base Bid
74	21.12324	R.C. Flared End Section W/ Grate (24")	1.0000	EA	1,300.0000	1,300.00	Base Bid
75	21.13005	Remove Existing Headwall	8.0000	EA	220.0000	1,760.00	Base Bid
76	50.00001	Special Inlet - Type S	6.0000	EA	5,000.0000	30,000.00	Base Bid
77	50.00001	Remove Existing C.M.P.	1.0000	EA	170.0000	170.00	Base Bid
78	50.00001	Remove Ex. Concrete Box Culvert, Complete	1.0000	EA	12,480.0000	12,480.00	Base Bid
79	50.00005	15" Corrugated Metal Pipe	170.0000	LF	31.0000	5,270.00	Base Bid
80	20.09001	Concrete For Thrust Blocks & Anchorages	14.6300	CY	600.0000	8,778.00	Base Bid
81	20.09002	Reinf. Steel For Thrust Blocks & Anchorages	221.9000	LB	4.3000	954.17	Base Bid
82	23.04006	Remove 6" Water Main	10.5000	LF	11.8000	123.90	Base Bid
83	23.04016	Remove 16" Water Main	822.0000	LF	23.7000	19,481.40	Base Bid
84	23.04104	Remove & Salvage Anchoring Elbow	2.0000	EA	54.0000	108.00	Base Bid

85	23.04111	Remove & Reset Hydrant	6.0000	EA	1,640.0000	9,840.00	Base Bid
86	23.04112	Remove & Reset 6" Plug, M.J.	2.0000	EA	94.0000	188.00	Base Bid
87	23.04112	Remove & Reset 12" Plug, M.J.	2.0000	EA	186.9500	373.90	Base Bid
88	23.04112	Remove & Reset 16" Plug, M.J.	1.0000	EA	294.0000	294.00	Base Bid
89	23.04113	Remove & Reset 6" Anchoring Coupling	5.0000	EA	255.0000	1,275.00	Base Bid
90	23.04115	Remove & Reset 6" Gate Valve And Box	7.0000	EA	400.0000	2,800.00	Base Bid
91	23.04119	Remove & Reset 12"x 6" Tee, M.J.	1.0000	EA	324.0000	324.00	Base Bid
92	23.04119	Remove & Reset 16"x 6" Tee, M.J.	3.0000	EA	767.0000	2,301.00	Base Bid
93	23.07006	6" Water Main	25.0000	LF	44.3000	1,107.50	Base Bid
94	23.07016	16" Water Main	1,127.0000	LF	63.7000	71,789.90	Base Bid
95	23.07112	12"x 45° Bend, M.J.	2.0000	EA	390.0000	780.00	Base Bid
96	23.07113	16"x 45° Bend, M.J.	2.0000	EA	730.0000	1,460.00	Base Bid
97	23.07402	6" Offset, 24" Drop, M.J.x PE	1.0000	EA	510.0000	510.00	Base Bid
98	23.07516	16" Solid Sleeve (L=15"), M.J.	3.0000	EA	619.0000	1,857.00	Base Bid
99	23.07706	6" Plug, M.J.	1.0000	EA	63.0000	63.00	Base Bid
100	23.07716	16" Plug, M.J.	1.0000	EA	422.5000	422.50	Base Bid
101	23.07806	6" Retainer Glands, M.J.	10.0000	EA	46.0000	460.00	Base Bid
102	23.07812	12" Retainer Glands, M.J.	12.0000	EA	128.0000	1,536.00	Base Bid
103	23.07816	16" Retainer Glands, M.J.	20.0000	EA	273.0000	5,460.00	Base Bid
104	23.08006	6" Gate Valve, M.J.	2.0000	EA	1,295.0000	2,590.00	Base Bid
105	50.00001	Remove & Reset 12" Solid Sleeve, M.J.	2.0000	EA	275.0000	550.00	Base Bid
106	50.00001	Remove & Reset 16" Solid Sleeve, M.J.	2.0000	EA	447.0000	894.00	Base Bid
107	50.00001	Remove & Reset 12" Butterfly Valve, M.J.	1.0000	EA	315.5000	315.50	Base Bid
108	50.00001	Remove & Reset 16" Butterfly Valve, M.J.	2.0000	EA	472.0000	944.00	Base Bid
109	24.03215	Conduit 1.5", Trenched	5,980.0000	LF	2,5500	15,249.00	Base Bid
110	24.03240	Conduit 2", Trenched	60.0000	LF	7.0000	420.00	Base Bid
111	24.03261	Main Line Conduit Group Trenched	4,147.0000	LF	12.3000	51,008.10	Base Bid
112	24.05048	Pull Box, T48	12.0000	EA	1,823.0000	21,876.00	Base Bid
113	24.08440	Pole, Street Light, SL-A-C-40-12T-5	23.0000	EA	2,100.0000	48,300.00	Base Bid
114	24.07001	Electrical Meter Pedestal	3.0000	EA	400.0000	1,200.00	Base Bid
115	24.09000	Ground Rod	27.0000	EA	78.0000	2,106.00	Base Bid
116	24.11007	Cabinet, Inst. ITS, Pole Mounted	1.0000	EA	463.0000	463.00	Base Bid
117	24.12104	Cable, Ethernet Communications	50.0000	LF	3.9000	195.00	Base Bid
118	24.12208	Cable, No 8 Circuit Ground	4,050.0000	LF	1.8000	7,290.00	Base Bid
119	24.12506	Cable, No 6 Street Light	7,820.0000	LF	1.9500	15,249.00	Base Bid
120	24.14381	Luminare, 38" Grey LED-PC	23.0000	EA	630.0000	14,490.00	Base Bid
121	24.16001	Camera, Install Traffic	1.0000	EA	650.0000	650.00	Base Bid
122	26.04001	Ground Bar	12.0000	EA	135.0000	1,620.00	Base Bid
123	26.05848	Cable, Fiber Optic 48 Strand, Single Mode	4,147.0000	LF	2.0000	8,294.00	Base Bid
124	26.06105	Fiber Optic Cable Fusion Splice	12.0000	EA	43.0000	516.00	Base Bid
125	26.06201	Fiber Optic Cable Splice Enclosure, Small	2.0000	EA	530.0000	1,060.00	Base Bid
126	26.06302	Factory Term. Patch Panel W/ Pigtail, 4-Step	3.0000	EA	670.0000	2,010.00	Base Bid
127	50.00001	Pole, Install Traffic Monitoring	1.0000	EA	2,320.0000	2,320.00	Base Bid
128	30.07002	Seeding, Type "B"	8.8160	AC	1,450.0000	12,783.20	Base Bid
129	31.03001	Select Topsoil	4,591.5000	CY	22.0000	101,013.00	Base Bid
130	32.02001	Synthetic Fabric Silt Fence Installation	7,490.0000	LF	2.1500	16,103.50	Base Bid

131	32.02002	Synthetic Fabric Silt Fence Maintenance	14,980.0000	LF	0.5000	7,490.00	Base Bid
132	32.03001	Construction Entrance Surfacing	450.0000	TON	31.0000	13,950.00	Base Bid
133	32.04001	Curb Inlet Protection Inst	27.0000	EA	350.0000	9,450.00	Base Bid
134	32.04002	Curb Inlet Protection Maint	27.0000	EA	270.0000	7,290.00	Base Bid
135	32.04003	Curb Inlet Protection Rem	27.0000	EA	81.0000	2,187.00	Base Bid
136	32.05001	ECB, Type I	38,203.0000	SY	1.5000	57,304.50	Base Bid
137	32.06001	TRM, Type I	4,477.0000	SY	4.8000	21,489.60	Base Bid
138	32.07001	Triangular Sediment Barrier Inst	1,240.0000	LF	7.5000	9,300.00	Base Bid
139	50.00020	Covercrop Seeding	11.5360	AC	400.0000	4,614.40	Base Bid
140	50.00020	Hydroseeding, Type B	2.7200	AC	2,700.0000	7,344.00	Base Bid
141	09.03001	Crushed Rock Roadway Surfacing	1,250.0000	TON	30.0000	37,500.00	Base Bid
142	50.00010	Concrete for USBR Type VI Dissipater	36.0000	CY	1,030.0000	37,080.00	Base Bid
143	50.00025	Steel for USBR Type VI Dissipater	6,030.0000	LBS	3.8000	22,914.00	Base Bid
144	50.00035	Rip-rap Type B for USBR Type VI Dissipater	300.0000	TON	75.0000	22,500.00	Base Bid
145	23.07008	Water Main, 8"	10.0000	LF	48.0000	480.00	Base Bid
146	23.07012	Water Main, 12"	150.0000	LF	63.0000	9,450.00	Base Bid
147	50.00035	Base Course	134.0000	TON	61.6000	8,254.40	Base Bid
148	50.00005	Remove 28" Steel Casing	100.0000	LF	35.0000	3,500.00	Base Bid

Total in \$: 4,472,153.72

YANKEE HILL PAVING IMPROVEMENTS
PROJECT 701924
IN YANKEE HILL FROM 70TH TO 81ST STREET
BID NO. 16-014

FOR
CITY OF LINCOLN
CONTRACT AGREEMENT

THIS CONTRACT, made and entered into this 29TH day of JANUARY, 2016 by and between CONSTRUCTORS, INC., hereinafter called the Contractor and the City of Lincoln

WITNESS, that:

WHEREAS, the City of Lincoln has caused to be prepared, in accordance with law, Specifications, Plans, and other Contract Documents for the Work herein described, and has approved and adopted said documents and has caused to be published an advertisement for and in connection with said Work, to wit:

YANKEE HILL PAVING IMPROVEMENTS
PROJECT 701924
IN YANKEE HILL FROM 70TH TO 81ST STREET
BID NO. 16-014

and

WHEREAS, the Contractor, in response to such advertisement, has submitted to the City of Lincoln, in the manner and at the time specified, a sealed Proposal in accordance with the terms of said advertisement; and,

WHEREAS, the City of Lincoln, in the manner prescribed by law, has publicly opened, read aloud, examined, and canvassed the Proposals submitted in response to such advertisement, and as a result of such canvass has determined and declared the Contractor to be the lowest and best bidder for the said Work for the sum or sums named in the Contractor's Proposal, a copy thereof being attached to and made a part of this Contract.

NOW, THEREFORE, in consideration of the sums to be paid to the Contractor and the agreements herein contained, the Contractor and the City of Lincoln have agreed and hereby agree as follow

CONTRACT AGREEMENT

CONTRACT AGREEMENT

The Contractor agrees to (a) furnish all tools, equipment, supplies, superintendence, transportation, and other construction accessories, services, and facilities; (b) furnish all materials, supplies, and equipment specified to be incorporated into and form a permanent part of the complete Work; (c) provide and perform all necessary labor in a substantial and workmanlike manner and in accordance with the provisions of the Contract Documents; and (d) execute, construct, and complete all Work included in and covered by the City of Lincoln's official award of this Contract to the Contractor, such award being based on the acceptance by the City of Lincoln of the Contractor's Proposal, or part thereto, as follows:

ALL OF THE PROPOSAL SUBMITTED BY CONSTRUCTORS, INC IN CONNECTION WITH THE CITY OF LINCOLN YANKEE HILL ROADWAY FROM 70TH TO 81ST STREET PROJECT 701924 DATED JANUARY 29, 2016. THIS PROJECT IS TIED WITH YANKEE HILL ROAD PROJECT 702869

The City of Lincoln agrees to pay to the Contractor for the performance of the work embraced in this Contract, and the Contractor agrees to accept as full compensation therefore, the sums and prices for all Work covered by and included in the Contract award and designated above, payment thereof to be made in the manner provided in the General Provisions and Requirements.

COMPLETION DATE – The Contractor agrees that the Work in this Contract shall begin as soon after the Notice to Proceed as is necessary for the Contractor to complete the Work within the number of calendar days allowed and prior to the stated completion date. The completion date shall be N/A calendar days or no later than NOVEMBER 3, 2017.

GUARANTEE – The guarantee periods as stated in Section VIII, Paragraph A of the City of Lincoln Standard Specifications for Municipal Construction shall be applicable to this project.

CONTRACT DOCUMENTS – The Contract Documents comprise the Contract, and consist of the following:

1. City of Lincoln Standard Specifications for Municipal Construction (2011 Edition)
2. Proposal Forms
3. Contract Agreement Forms
4. Commentary to Accompany Construction Bonds
5. Construction Performance Bond
6. Construction Payment Bond
7. Special Provisions
8. Lincoln Standard Plans (2011 Edition)
9. Standard Specifications for Highway Construction Nebraska Department of Roads (2007 Edition)
10. Plan and Profile Detail Sheets
11. Any executed Addenda or Change Orders
12. Any portion of this project used for **providing water service**, such as pipe for water mains, **are not tax exempt and are subject to sales and use tax.**
13. The **remainder** of this project, including items exclusively used for providing fire protection, such as fire hydrants, **are exempt from sales and use taxes.**
14. Sales tax exempt forms will be provided upon award of bid.

CONTRACT AGREEMENT

These Contract Agreements, together with the other Contract Documents herein above mentioned, form this Contract, and they are as fully a part of the Contract as if hereto attached or herein repeated.

The Contractor and City of Lincoln hereby agree that all the terms and conditions of this Contract shall, by these presents, be binding upon themselves, and their heirs, administrators, executors, legal and personal representatives, successors, and assigns.

IN WITNESS WHEREOF, the Contractor and City of Lincoln do hereby execute this Contract.

EXECUTION BY THE CITY

ATTEST:

CITY OF LINCOLN, NEBRASKA

(Seal)
CITY CLERK

BY: _____
MAYOR

APPROVED BY EXECUTIVE ORDER NO.

Dated: _____

EXECUTION BY CONTRACTOR

IF A CORPORATION

Constructors, Inc.
(Name of Corporation)

ATTEST:

1815 "Y" Street, Lincoln, NE
(Address)

Rolando M. Saugh (Seal)

By: *[Signature]*
(Duly Authorized Official)

President
(Legal Title of Official)

IF OTHER TYPE ORGANIZATION

(Name and Type of Organization)

(Address)

(Member)

(Member)

(Member)

IF AN INDIVIDUAL

By: _____
(Name)

Commentary to Accompany Construction Bonds

A. GENERAL INFORMATION

There are two types of construction bonds that are required by statutes for public work in many jurisdictions and are widely used for other projects as well.

- Construction Performance Bond
- Construction Payment Bond

The Construction Performance Bond is an instrument that is used to assure the availability of funds to complete the construction.

The Construction Payment Bond is an instrument that is used to assure the availability of sufficient funds to pay for labor, materials and equipment used in the construction. For public work the Construction Payment Bond provides rights of recovery for workers and suppliers similar to their rights under the mechanics lien laws applying to private work.

The objective underlying the rewriting of construction bond forms was to make them more understandable and to provide guidance to users. The intention was to define the rights and responsibilities of the parties, without changing the traditional rights and responsibilities that have been decided by the courts. The new bond forms provide helpful guidance regarding time periods for various notices and actions and clarify the extent of available remedies.

The concept of a pre-default meeting has been incorporated into the Construction Performance Bond. All of the participants favored early and informal resolution of the problems that may precipitate a default, but some Surety companies were reluctant to participate in pre-default meetings absent specific authorization in the bond form.

The responsibilities of the Owner and the options available to the Surety when a default occurs are set forth in the Construction Performance Bond. Procedures for making a claim under the Construction Payment Bond are set forth in the form.

EJCDC recommends the use of two separate bonds rather than a combined form. Normally the amount of each bond is 100 percent of the contract amount. The bonds have different purposes and are separate and distinct obligations of the Surety. The Surety Association reports that the usual practice is to charge a single premium for both bonds, and there is no reduction in premium for using a combined form or for issuing one bond without the other.

B. COMPLETING THE FORMS

Bonds have important legal consequences; consultation with an attorney and a bond specialist is encouraged with respect to federal, state, and local laws applicable to bonds and with respect to completing or modifying the bond forms.

Both bond forms have a similar format and the information to be filled in is ordinarily the same on both bonds. If modification is necessary, the modifications may be different.

The bond forms are prepared for execution by the Contractor and the Surety. Evidence of authority to bind the Surety is usually provided in the form of a power of attorney designating the agent who is authorized to sign on behalf of the Surety. The power of attorney should be filed with the signed bonds.

Each bond must be executed separately since they cover separate and distinct obligations.

Preferably the bond date should be the same date as the contract, but in no case should the bond date precede the date of contract.

To accompany the Construction Performance Bond (EJCDC No. 1910-28A) and the Construction Payment Bond (EJCDC No. 1910-28B)

Prepared by the Engineers' Joint Contract Documents Committee

