

## NOTICE

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

DIVERSION CHANNEL FOR MIDLOTHIAN CREEK IN ROBBINS, CSA  
CONTRACT 14-253-AF

**PROPOSALS ARE DUE TUESDAY, FEBRUARY 15, 2022**

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 time), on the bid opening date, and will be opened publicly by the Director of Procurement and Materials Management or her designee at 11:00 A.M. CT on Tuesday, February 15, 2022. The public cannot attend but can view the bid opening at <https://mwrld.org/bid-opening>.

**NO BIDS WILL BE ACCEPTED AFTER 11:00 A.M. CT ON THE ABOVE SCHEDULED BID 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://mwrld.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 Material Management by downloading online from the District’s website at [www.mwrld.org](http://www.mwrld.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@mwrld.org](mailto:contractdesk@mwrld.org) or call 312-751-6643.

Tenders are invited for the work consisting of furnishing all materials, labor, and equipment required for:

- a. The installation of approximately 1,300 feet of diversion channel, including clearing, topsoil stripping and stockpiling, excavation, soil stockpiling for Phase 2 work, sanitary sewer encasement, grading, landscaping, riprap and stone armoring, from W. 135<sup>th</sup> Street to the Cal-Sag Channel in Robbins, IL.
- b. The installation of three 42” diameter pipe culverts installed in three 54” diameter casing pipes and associated headwalls, tunneled in place under the intersection of W. 135<sup>th</sup> Street and S. Claire Blvd. in Robbins, IL. Total installed length is approximately 555 feet (approximately 185 per each of three culverts).

- c. The abandonment of existing 6", 18", and 36" diameter storm sewers, and installation of new 18" and 36" diameter storm sewers diverted to the proposed diversion channel, including replacement of existing and construction of new associated manholes and catch basins, and associated pavement removal and replacement, near the intersection of W. 135th Street and S. Claire Blvd. in Robbins, IL.
- d. The installation of a new public access to the Cal-Sag Channel, including clearing, excavation, grading, access paths, placement of rock, shore protection and plantings, and temporary isolation of the work area at the Cal-Sag Channel.
- e. The removal of existing and installation of new access road along the existing alignment of S. Woodlawn Ave. from W. 135<sup>th</sup> Street to the Cal-Sag Channel, including parking paved walking paths, and gravel utility access road.
- f. Perform other work as detailed in the Specifications and as shown on the Plans.

From the intersection of W. 135th St. and S. Claire Blvd., the project site extends north to the Cal-Sag Channel, west to S. Woodlawn Ave., and south to W. 136th St.

The Contract is divided, for purposes of bidding, into 5 Items. Bidders must submit bids for all Items or the bid will be rejected as non-responsive. The District intends to issue one Contract to one bidder for all the work to be performed.

The Engineer's estimated cost for this contract, including all cost items, is between **\$7,582,033.00** and **\$9,187,250.00**.

The bid deposit for this proposal is **\$367,000.00**.

Bidders are **STRONGLY URGED** to inspect all areas of the worksites prior to bidding, and shall familiarize themselves with the nature of the work and the method of accomplishing the same.

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.mwrd.org](http://www.mwrd.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.mwrd.org](http://www.mwrd.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 **Three Hundred Sixty Seven Thousand Dollars (\$367,000.00)**. 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 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 Certification of Compliance with the Multi-Project Labor Agreement. The Agreement and Certificate of Compliance are contained in the Contract Documents.

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 25% 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.

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 contracts 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 590 minority hours and 210 female hours for the purposes of this contract.

The bidder shall submit with the Proposal a signed and completed MBE, WBE, SBE Utilization Plan, which lists the firms intended to be used as MBE, WBE, SBE, the type of work or service each will perform, and the dollar amount to be allocated to each MBE, WBE, SBE.

1.) 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 on 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.

2.) Each Bidder must submit with their bid package a copy of the 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.

3.) 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 the respective MBE, WBE, SBE goal, unless the Administrator has authorized a Supplier's Exception notated on page AU-1.

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

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

Subsequent to bid opening and if it is determined by the Affirmative Action Administrator that a Contractor's Information Form is required from the apparent low bidder, the bidder must complete and submit the form within three (3) days of receiving the written request.

The work under this contract is classified "General Construction Services" for the MBE, WBE, SBE, VBE utilization goals contained in the Affirmative Action Ordinance Revised Appendix D. The associated goals are 20% Minority-owned Business Enterprises, 10% Women-owned Business Enterprises, 10% Small Business Enterprises, and 3% Veteran-owned Business Enterprises.

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

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

The bidder is specifically advised that the Metropolitan Water Reclamation District of Greater Chicago (District) is a Subrecipient of federal funds under Cook County's Community Development Block Grant Disaster Recovery (CDBG-DR) Program pursuant to a Subrecipient Agreement entered into between the District and Cook County. As this Project will be funded in part with CDBG-DR funds, the bidder agrees to perform its work in a manner that complies with any and all requirements applicable to CDBG-DR-funded projects, as further set forth herein. The Subrecipient Agreement between the District and Cook County is on file with the District and is available for inspection.

The bidder agrees to provide records or information relating to the Project that may be needed by the District to meet its reporting or audit requirements under the CDBG-DR Program.

Eligibility for government and federally assisted construction contracts: The bidder represents that it is not in any period of debarment, suspension or placement on ineligibility status under the provisions of 24 CFR Part 24 or 24 CFR Sections 85.35 or 570.609, as applicable, and Executive Order 11246, as amended by Executive Order 12086.

The bidder must comply with all Special Provisions for CDBG-DR-funded projects, as specifically set forth in Appendix L, which is included in the Contract Documents and made a part thereof. These special provisions include requirements relating to: equal employment opportunity; Section 3 of the Housing and Urban Development Act of 1968, as amended; labor standards; lobbying restrictions; and other requirements. The bidder must execute Required Certification Forms on L-25, L-27, L-29, and L-30 in the appropriate place in Appendix L as part of the Proposal. **Any Proposal submitted without being accompanied by the executed Required Certification Forms on L-25, L-27, L-29, and L-30 will be rejected as non-responsive.**

The bidder must also comply with the Davis-Bacon Act (40 U.S.C. 327 *et seq.*) and The Copeland "Anti-Kickback" Act, 18 U.S.C. 847. The requirements for Davis-Bacon are set forth in Appendix M, the CDBG-DR Program Davis-Bacon Construction Packet, which is included in the Contract Documents and made a part thereof.

The bidder must comply with any and all applicable environmental laws, including the following: the Clean Air Act, 42 U.S.C. 7401, *et seq.*; the Federal Water Pollution Control Act, as amended (33 U.S.C. §1251 *et seq.*) and all regulations and guidelines issued thereunder; Environmental Protection Agency (EPA) regulations pursuant to 40 CFR Part 50, as amended; the Flood Disaster Protection Act of 1973 (42 U.S.C. 4001); and the Historic Preservation requirements set forth in the National Historic Preservation Act of 1966, as amended (16 U.S.C. 470) and the procedures set forth in 36 CFR Part 800.

Further, in compliance with the Stevens Amendment to the Department of Defense Appropriations Act of 1989, the actual total cost of this Project to be funded with federal dollars is Two Million Three Hundred Thousand Dollars and Zero Cents (\$2,300,000.00).

Bidders should read page R-2, Paragraph 6, in regards to questions on this Contract.

Any Potential bidder with questions regarding the meaning of any part of the specifications or other bidding documents should submit such inquiries online at the District's website, [www.mwrd.org](http://www.mwrd.org), under the "Contracts and Proposals" section of the website. 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.

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The Project Manager for this contract is Dylan Cooney. This Project Manager will provide online responses to online inquiries.

All Contracts for the Construction of Public Works are subject to the Illinois Prevailing Wage Act (820 ILCS 130/.01 *et seq.*)

The contract will be awarded to the lowest responsible, responsive bidder, unless all bids are rejected.

**The Metropolitan Water Reclamation District of Greater Chicago reserves the right to reject any or all proposals.**

Metropolitan Water Reclamation District  
of Greater Chicago

By Darlene A. LoCascio  
Director of Procurement and Materials Management

Chicago, Illinois  
January 12, 2022