

LEGAL NOTICE

TOWN OF TIVERTON, RHODE ISLAND

INVITATION TO BID

Grinnell's Beach – Bath House Sidewalks

The Town of Tiverton, Rhode Island, is soliciting bids from qualified contractors for the supply and installation of concrete sidewalks associated with the Grinnell's Beach Rehabilitation Project, Bath House renovation, in accordance with specifications.

Bid documents may be obtained at the Office of the Town Clerk, Town Hall, 343 Highland Road, Tiverton, Rhode Island 02878 between 8:30 AM and 4:00 PM., Monday through Friday and online at www.tiverton.ri.gov.

Sealed envelopes containing Bids must be marked “**Grinnell's Beach – Bath House Sidewalks**” on the outside and received at the office of the Town Clerk at or before **2:00 PM** on **Thursday - November 30, 2017**, at which time they will be publicly opened and read in Town Council Chambers.

The Town of Tiverton reserves the right to reject any and all bids, to waive minor informalities or irregularities in any bid, and to make an award in any manner consistent with law and deemed to be in the best interest of the Town of Tiverton.

The Town of Tiverton is an Equal Opportunity Employer (EEO/AA).

Nancy L. Mello, Town Clerk

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Instructions to Bidders

All bidders, by the submission of their bid, covenant to be bound hereby and to perform in accordance with these instructions and conditions, as well as the invitation to bid and the specifications.

1. Any guarantee and/or warranties shall be stated in the bid.
2. Bids shall be filed in a sealed envelope bearing the title “**Grinnell's Beach – Bath House Sidewalks**” on the outside of the envelope. A duly authorized representative must sign bids in the name of the bidding company.
3. Bids shall not be qualified in any manner.
4. Whenever an item is named or described, an item “equal” thereto may be furnished.
5. The contract shall be awarded to the responsible and responsive bidder who offers the requested services at the lowest bid price. The awarding authority may reject any and all bids, if it is in the public interest to do so. Bids which exceed the Town's budget for these projects will be rejected as unresponsive.
6. Purchases made by the Town of Tiverton are exempt from payment of Federal Excise Taxes and Rhode Island Tax on Retail Sales.

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GENERAL TERMS

1. The Town of Tiverton requests sealed bids for all expenses associated with the provision of services detailed in Schedule A, attached hereto.
2. The Contractor will work under the general guidance and supervision of the Town of Tiverton Department of Public Works, which shall have the right at all times to prioritize and inspect the work of the Contractor. The day to day organization of effort lies with the Contractor, who shall as required adapt to the needs of project to assure that all tasks in Schedule A are completed as required in the time frame(s) desired.
3. The Town will enter into a standard service contract and tender payment for the desired services 30 days net from date of each invoice.
4. A detailed statement of all guarantees of material or workmanship applying to the project must be submitted with the bid.
5. The bidder's attention is directed to the fact that all applicable State, Town, and Federal Laws and regulations and the rules and regulations of all authorities having jurisdiction shall apply and they will be deemed to be included in any contract, the same as herein written out in full. At the time of the opening of bids, each bidder will be presumed to be thoroughly familiar with the project bid and the documents, including all addenda. Failure or omission of any bidder to examine any form, instrument or document, material or workmanship requirement, or delivery requirement shall in no way relieve the bidder from any obligation with respect to the bid.

Sealed bids, clearly marked "**Grinnell's Beach – Bath House Sidewalks**", shall be received at the Office of Town Clerk, Town Hall, 343 Highland Road, Tiverton, Rhode Island 02878, at or before 2:00 PM on Thursday, November 30, 2017, at

which time the bids will be publicly opened and read. Bids received after the deadline will not be considered. The Town reserves the right to reject any or all bids, or to accept the bid it deems in the best interest of the Town.

6. Any exception taken by a bidder to any provision of the procedures or specifications herein established shall be set out and so stipulated, with enough explanation to be completely understood by the Town, and within the stipulation, the increase or decrease in the bid price because of the exception shall be stated. Proposals that are found to have deviations without following this procedure will be rejected.
7. The contract shall be awarded to the responsible and responsive bidder who offers the desired services at the lowest bid price. The awarding authority may reject any and all bids, if it is in the public interest to do so.
8. Determination of Responsibility
 - a. The Town, in considering each proposal, shall, prior to any determination and subsequent award, investigate and evaluate the contractor to determine whether the contractor is responsible. Consideration may be given to references and other available information indicating the contractor's prior experience in providing similar services, the financial and organizational status of the contractor, and the contractor's prior compliance with the applicable laws, ordinances, rules and regulations. No contract will be awarded to any contractor who, as determined by the Town, is not qualified to perform satisfactory service due to an unsatisfactory record or inadequate experience, or who lacks the necessary capital, organization, or equipment to conduct and complete the services in strict accordance with the specifications.
 - b. After the opening of sealed proposals, but before the award is made, the Town may require additional information, either technical or general, from any of the qualified contractors in order to determine the award. This information shall be supplemental in nature and may not add to, detract from, or conflict with the contents of the original sealed proposal
 - c. No provision in this request for proposals should be construed to require an award to a contractor who submitted background information, when investigated and verified by the awarding authority, raises significant questions as to its ability to successfully provide the service required.

9. Purchases made by the Town of Tiverton are exempt from payment of Federal Excise Taxes and Rhode Island Tax on Retail Sales.
10. A Bid Bond in the amount of five hundred dollars (\$500) shall accompany each bid. Bids submitted without a bid bond will not be read. An Insurance Company registered with Insurance Commissioner of this State must issue the Bid Bond. A Clerk's certificate must accompany the Bid to signify that an authorized Company Officer signs the Bid Bond. Bonds issued by non-registered or foreign Insurance Companies will be immediately rejected. A certified cashier's check in the amount of five hundred dollars (\$500) may be submitted in lieu of a bid bond.
11. These specifications, together with any other documents required herein, shall be included in the final contract. Each bidder shall submit a copy of his proposed contract form.
12. The bidder shall certify and warrant that all major service delivery requirements, including licenses, permits, adequate equipment and operator expertise necessary to perform the job, are possessed and will be provided. The bidder acknowledges that the Town will rely upon the expertise, skill and judgment of the bidder in offering and furnishing suitable services, which will satisfactorily address routine maintenance requirements that allow the subject catch basins to perform their designed function.
13. If materials are delivered with deviations from specifications or required servicing, the Town of Tiverton will not accept delivery.
14. The bidder shall submit with his bid-detailed specifications, circulars, and all data necessary to describe all materials offered and to demonstrate conformance with this specification. The Town of Tiverton reserves the right to request any additional information deemed necessary for proper evaluation of bids.

**SCHEDULE A
BID SPECIFICATIONS
TOWN OF TIVERTON
Grinnell's Beach – Bath House Sidewalks**

The Town of Tiverton is soliciting proposals for the supply and installation of cement concrete sidewalks around the existing Bath House located at Grinnell's Beach.

REQUIREMENTS

1. MATERIALS:

- Sidewalks shall be made of cement concrete with a compressive strength of 3,000 psi.
- Reinforcement shall be 6x6 – W1.4XW1.4 WWF
- Sidewalks shall be six (6) feet in width and four (4) inches in depth and be installed around the entire bath house in accordance with RI STD 43.1.0. Sidewalks shall encompass approximately 672 square feet.
- Expansion joints shall be placed around the entire existing foundation in accordance with RIDOT Section 905 of the Standard Specifications. Control joints shall be installed in accordance with RIDOT Specifications.
- Sidewalk shall be set at finish floor elevation of existing bath house and slope outwards at a maximum of 2% from the existing building.
- Reference is made to the RIDOT Standard Specifications for Road and Bridge Construction, amended August 2013.

2. CONTRACTOR CONTROL:

- a. The Director of Public Works or his/her designee shall be the liaison between the Contractor and the Town of Tiverton.
- b. Should the DPW Director or his/her designee deem any area of the work substandard as defined by the terms of this contract, it shall be immediately corrected to meet the approval of the Town DPW Director or designee at Contractor's own expense.
- c. The Contractor must notify the Town of Tiverton if any part of the contract is to be sub-contracted. Sub-contractors must comply with all the conditions set forth in these specifications.

3. CONTRACTOR REQUIREMENTS:

- a. The Contractor shall provide all labor, supervision, tools, materials, equipment and transportation necessary to supply and install "Grinnell's Beach – Bath House Sidewalks" as defined herein.
- b. Care shall be taken to assure that no damage to the existing building occurs. Should damage inadvertently occur, the Contractor shall be responsible for the immediate repair and or replacement of the damaged area at no additional cost to the Town.
- c. All workers will conduct themselves in a professional, workmanlike manner. The use of tobacco, drugs, alcohol and any other controlled substance is strictly prohibited on Town property. No actions of your workers that may be construed as "offensive" by the users of the facilities will be tolerated.
- d. All work activities will comply with federal Occupational Safety and Health Act (OSHA) standards.

4. TOWN'S LIABILITY:

- a. The Town of Tiverton, Rhode Island is not liable for equipment failure, repair or damage in the execution of this contract.
- b. The Contractor stipulates that it is an independent contractor and not an employee or agent of the Town of Tiverton.
- c. The Contractor agrees to indemnify and hold harmless the Town of Tiverton and its agents acting on behalf of the Town of Tiverton, from any claims, demands, causes of action or suits brought against the Town of Tiverton or its agents, as a result of any error or omission (whether accidental or intentional) on the part of the Contractor, his or her sub-contractors, agents or employees while said Contractor is performing services in connection with this contract.

5. INSURANCE:

Before commencement of the contract services, the Contractor shall obtain and maintain throughout the term of this contract, the following insurance written by a company qualified to do business in the State of Rhode Island and satisfactory to the Town:

- a. The Contractor agrees to defend, indemnify, protect, save and keep harmless the **Town of Tiverton** from any and all loss, cost, damage or exposure arising from the negligent acts or omissions of the Contractor in undertaking this project.
- b. The Contractor will maintain in full force at all times workers' compensation insurance for all labor employed on the project. Workers' Compensation coverage must meet the statutory

obligations of the State and Employer's Liability coverage shall be provided at \$500,000/\$500,000/\$500,000. Contractor shall supply evidence of the same to the **Town of Tiverton**.

- c. The Contractor will maintain in full force at all times during this engagement General Liability (including products and completed operations) insurance in the minimum amount of \$1,000,000 per occurrence for all damages on account of personal injuries and/or property damage arising out of an occurrence. If the Contractor's General Liability Policy is subject to an Annual Aggregate, said Aggregate must be in multiples of the per occurrence limit of liability. The Contractor will provide evidence of its General Liability policy to the **Town of Tiverton** naming the **Town of Tiverton** as an additional insured to the policy.
- d. The Contractor will maintain in full force at all times during this engagement Auto Liability insurance covering all owned vehicles, hired vehicles, or non-owned vehicles in the minimum amount of \$1,000,000 per occurrence for all damages on account of personal injuries and/or property damage. The Contractor will provide evidence of its Auto Liability policy to the **Town of Tiverton** naming the **Town of Tiverton** as an additional insured to the policy.
- e. Proof of insurance must be supplied to the Town of Tiverton thirty (30) days prior to the beginning of the term of contract, and then on an annual basis throughout the remainder of the contract's terms. All insurers of the Contractor shall be notified that a copy of any notice of cancellation shall be sent to the Town of Tiverton.

6. WORK SCHEDULE:

Contractor must provide a construction schedule for the work to be performed.

7. WARNING/DEFAULT:

The Town DPW Director and/or his designee will monitor the Contractor's performance. If the Contractor's performance is determined to be substandard, then the Contractor will be issued a warning with an explanation of the non-conformance. The Contractor must resolve the issue within 48 hours of receipt of the warning or upon which time the Contractor will be advised that in 48 hours, the Town of Tiverton will correct the issue and all cost incurred will be the responsibility of the Contractor.

8. ACCEPTANCE OF BIDS:

The Tiverton Town Council reserves the right to accept or reject any and all bids deemed not to be in the best interests of the Town of Tiverton.

APPENDIX A
Permit Site Plan / Details / Specifications

STANDARD BID FORM

TO: Purchasing Officer
Town of Tiverton
Town Hall
343 Highland Road
Tiverton, Rhode Island 02878

NAME OF BIDDER: _____

DATE: _____

A bid price may be submitted for each item:

<u>Bid Item Description</u>	<u>Quantity</u>	<u>Unit Price</u>	<u>Total Price</u>
1. Supply and Installation of concrete Sidewalks	672 SF	_____	_____

Total Bid Price: _____

Schedule

- Estimated time for complete installation from “Notice to Proceed”.

Days: _____