

SECTION 001000 - INVITATION FOR BIDS

AGATE COURT HOUSING PROJECT

The Salish & Kootenai Housing Authority (hereinafter, "OWNER") will receive bids at 56243 U.S. Hwy 93, Pablo, MT 59864 until 3:00 p.m. local time, June 21, 2022, and then at said office publicly opened and read aloud, for the construction of the Agate Court Housing Project.

Bidding: BIDS will be accepted for consideration, until 3:00 p.m. local time on June 21, 2022, at the office of the Salish & Kootenai Housing Authority, in Pablo, Montana. Bids must be submitted in a sealed envelope (bidders submitting bids for multiple Lots may use one envelope) addressed to the Salish & Kootenai Housing Authority 56243 U.S. Hwy 93 Pablo, MT 59864 (if shipped) or Salish & Kootenai Housing Authority P.O. Box 38, Pablo, MT 59855 *if mailed*. Each sealed envelope containing a BID must be plainly marked on the outside as "BID for Agate Court Housing Project Lot # or Lots # __, #__." Bidder to indicate Lot Number(s) they are bidding on, and the envelope should bear on the outside, the name of the BIDDER, his or her address and his or her contractor license number. If forwarded by mail the sealed envelope containing the BID must be enclosed in another envelope addressed to the OWNER. All BIDS shall be submitted on the form provided in the specification Documents. All blank spaces must be filled in, in ink or typewritten. The BID form just be fully completed and executed when submitted. Any BIDS with conditions or qualifications will not be accepted only one copy of the BID form is required. Any BID may be withdrawn prior to the above scheduled time for the opening of BIDS or authorized postponement thereof. No BIDDER may withdraw a BID within thirty (30) days after the actual date of the opening thereof. Should there be reasons why the CONTRACT cannot be awarded within the specified period, the time may be extended. Each BIDDER will provide a subcontractor and supplier list with their BID.

*Mail delivery first passes through the Tribal mail room and is then delivered to the Housing Authority. Mailed BIDS, therefore, may not be received by the Housing Authority office before the BID Closing time and date unless mailing is allowed extra time. Mailed BIDS received by the Housing Authority after the BID closing time and date, will be considered non-responsive and will be returned unopened. The BIDDER will be responsible to ensure its mailed BID has been received before the BID Closing time and date. BIDS received after this time will not be accepted. No faxed BIDS will be allowed.

Pre-BID Conference: A Pre-BID Conference will be held on June 7, 2022, at the Salish and Kootenai Housing Authority in Pablo, Montana, at 3:00 p.m. local time. All BIDDERS are required to attend.

BID Documents: Project documents are available at www.architectswestplans.com. Bidders may download digital files at no cost; Hardcopy sets are available with a refundable deposit of \$200 per set plus a non-refundable fee of \$30 per set for handling to be submitted by separate checks. General Contractor may obtain two set of documents; Mech/Elec/First Tier subcontractors may obtain one set of documents via checks payable to Architects West and mailed to Abadan Reprographics, 603 E. 2nd Ave Spokane, WA 99202. Deposits will be returned on receipt of documents for a period of ten days after bid opening, provided they are complete and in clean, usable condition. Additional or partial sets may be purchased. Bidders are required to register as a plan holder at www.architectswestplans.com, and select "Add me as a Plan Holder". Questions regarding the plan room contact Auron (509) 747-2964 or repro@abadanspokane.com.

A complete set of contract documents will also be filed with:

Exchanges of Montana: (Missoula, Kalispell, Billings, Great Falls, Bozeman, Butte, and Helena)
Associated Builders & Contractors, 1760 E. Trent Ave., Spokane, WA 99202
Abadan Regional Plan Center, 603 E. 2nd Ave. Spokane, WA 99202
Associated General Contractors, 1649 W. Shoreline Dr., Ste. 100, Boise, ID 83702
Spokane Regional Plan Center, 209 N. Havana, Spokane, WA 99202

05/25/22

SKHA Agate Court Homes Project (22018)

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BONDS: A BID GUARANTEE of not less than 5% of the total BID amount, payable to the OWNER, is required for all BIDS in excess of \$25,000. The BID guarantee shall be a certified check, bank draft, U.S. BOND at par value or a BID BOND secured by a surety company. Personal checks are not acceptable. If Bidder is submitting a bid on multiple Lots, submit one combined Bond.

The BID GUARANTEE will not be returned until the PERFORMANCE and PAYMENT BONDS are verified, executed and approved after which it will be returned. The proposal procedures and award of the CONTRACT will be conducted in accordance with the Instruction to BIDDERS (form HUD 5369), General Conditions of the CONTRACT for Construction (form HUD 5370), and the selection of the successful contractor and award of this project will be per the provisions of the Confederated Salish and Kootenai Tribes Indian Preference Ordinance 101A, in its most current form.

A Performance BOND and a Payment BOND each in the amount of 100 percent (100%) of the CONTRACT price (with a corporate surety approved by the OWNER) will be required to ensure faithful performance of the CONTRACT.

Attorneys-in-fact who sign BID BONDS or Payment BONDS and Performance BONDS must file with each BOND a certified and effective date copy of their power of attorney.

The party(s) to whom the CONTRACT(s) are awarded will be required to execute the CONTRACT and obtain the Performance BOND and Payment BOND within ten (10) calendar days from the date when NOTICE OF AWARD is delivered to the BIDDER. The NOTICE OF AWARD shall be accompanied by the necessary CONTRACT and BOND forms. In case of failure of the BIDDER to execute the Contract, the OWNER, at his or her option consider the BIDDER in default, in which case the BID Bond accompanying the proposal shall become property of the OWNER.

Within ten (10) days of receipt of the NOTICE OF AWARD, BIDDER shall sign the CONTRACT and return to such Party two executed duplicates of the CONTRACT, the acceptable Performance BOND, Payment Bond and Contract signed by the Party to whom the CONTRACT was awarded. Once the OWNER receives these documents they shall have fifteen (15) days to receive attorneys review and sign the CONTRACT. If the OWNER does not execute the CONTRACT within such period, the BIDDER may by written notice withdraw his or her signed CONTRACT. Such notice of withdrawal shall be effective upon receipt of the notice by the OWNER.

The NOTICE TO PROCEED shall be issued within fifteen (15) days of the execution of the CONTRACT by the OWNER. Should there be reasons why the NOTICE TO PROCEED cannot be issued within such period; the time may be extended by mutual agreement between the OWNER and CONTRACTOR. If the NOTICE TO PROCEED has not been issued within the ten (10) day period or within the period mutually agreed upon, the CONTRACTOR may terminate the CONTRACT without further liability on the part of either party.

This is an Indian Preference BID. Tribal Contractors who wish to receive Indian Preference must obtain certification by the Indian Preference Office as a legitimate Indian-owned business prior to the submission of BIDS. Proof of Indian Preference Certification must be included with your BID in the form of a copy of the Certificate issued by the Indian Preference Office. Be advised that evidence of your membership or affiliation with a Tribe **does not** constitute Indian Preference Certification. You must be certified by the Indian Preference Office in order to claim preference. It is the sole responsibility of the BIDDER to obtain and provide proof of Indian Preference Certification from the Indian Preference Office. Contact Melinda Charlo, (406) 675-2700, ext. 1045, or indianpreference@cskt.org.

The project is funded by the Salish & Kootenai Housing Authority, therefore a Davis Bacon Wage rates are provided.

This overall project is comprised of five (5) detached single family two-bedroom homes each on a specific Lot, with two being handicap accessible homes. Bidders may submit bids for one Lot/Home, or any number of Lot/Homes up to all five (5).

Each BIDDER is responsible for reading and being thoroughly familiar with the BID Documents. The failure or omission of any BIDDER to do any of the foregoing shall in no way relieve any BIDDER from any obligation to his or her BID.

Right to reject any and all BIDS: This advertisement for BIDS does not commit the OWNER to award a CONTRACT, nor to pay any costs incurred in the preparation of the BIDS or to the procurement of supplies. The OWNER reserves the right to reject any and all BIDS, if the evidence submitted by, or investigation of, such BIDDER fails to satisfy the OWNER that such BIDDER is properly qualified to carry out the obligations of the CONTRACT and to complete the work contemplated therein, to waive any informalities or irregularities and to re-advertise when it is in the best interest of the OWNER. The OWNER may make such investigations as deemed necessary to determine the ability of the BIDDER to perform the work, and the BIDDER shall furnish to the OWNER all such information and data for this purpose as the OWNER may request.

For questions, contact the Housing Authority: (406) 675-4491, ext. 1520, or nmichel@skha.org.

Nolan Michel, Construction Coordinator
Salish & Kootenai Housing Authority
P.O. Box 38
Pablo, MT 59855