

INVITATION TO BID

**Eastern Slope Regional Airport
Reconstruct, Mark, Light and Sign Taxiways ‘A’, ‘B’ & ‘C’ AND Extend Runway 14-32
AIP No. 3-23-0022-TBD-2024**

The SPONSOR invites **electronic bids** for the above referenced project at the **Eastern Slopes Regional Airport, Fryeburg, Maine**. The name of the Bidding Documents will be for the above referenced project.

Sealed bid Proposals for the above referenced project at the Eastern Slope Regional Airport will be accepted at the **Terminal Building Office, Eastern Slope Regional Airport Airport, 210 Lyman Drive, Fryeburg, ME, 04037**, until **11:00 a.m.** (prevailing time) on **Friday, July 12, 2024** at which time, all bids received will be publicly opened and read aloud. Bids received after this time will not be accepted. The time of receiving and opening bids may be postponed due to emergencies and unforeseen conditions.

Bids must be submitted in a SEALED envelope, clearly marked with the following information:

Reconstruct, Mark, Light and Sign Taxiways ‘A’, ‘B’ & ‘C’ and Extend Runway 14-32
Eastern Slope Regional Airport
Town of Fryeburg, ME
AIP No. 3-23-0022-xxx-2024

<Bidder’s Company Name>
<Bidder’s Address>

Bid Date: Friday, June 7, 2024, 4:00 p.m. (prevailing time)

Bids submitted by FedEx, UPS, or other parcel delivery service shall have the SEALED envelope containing the Bid Proposal placed inside the shipping carton.

PHYSICAL LOCATION: Terminal Building Office, Eastern Slope Regional Airport, 210 Lyman Drive, Fryeburg, ME 04037

TYPE OF CONSTRUCTION:

This project includes two schedules of work: Schedule A is the Reconstruct, Mark, Light and Sign Taxiway ‘A’ and ‘B’ (Base Bid) and Reconstruct, Mark, Light and Sign Taxiway ‘C’ (Additive Alternative #1). This work includes erosion control best management practices, construction safety and phasing, reclamation, unclassified excavation, paving, marking, lighting, signage, drainage, and other ancillary items as required.

Schedule B is the Extend Runway 14-32 (75’ x 802’). This work includes include erosion control best management practices, construction safety and phasing, clearing and grubbing, clearing, tree removal, base placement, paving, marking, lighting, drainage, and other ancillary items as required.

Both schedules also include deduct alternatives that remove the base mounted electrical system and cable in conduit, and replace the items with state mounted electrical system and direct buried cable.

CONTRACT TIME:

If only the **Schedule A & Schedule B Base Bid** work is awarded, the contract time is **120 calendar days**.

The contract time for **Add Alternate No. 1** (if awarded) is **21 calendar days**. For award of the **Base Bid and Add Alternate No. 1** the total contract time is **141 calendar days**.

If any of the Deduct Alternates are awarded, the amount of contract time will be unaffected and will be based on the above time frames.

Contract time restrictions exist for work in particular work areas as described in the Construction Safety and Phasing Plans and Construction Safety on Airports in Division 2 - Special Provisions of the Contract Documents.

PROPOSAL SURETY: All bids must be accompanied by a Proposal Surety (cash, certified check, treasurer's or cashier's check, Bid Bond, or other instrument as described in the Instructions to Bidders).

Proposal Surety of the three (3) lowest responsible Bidders that have submitted proposals that comply with all the provisions required to render them formal will be retained until the Contract and Bonds have been signed by all parties. Proposal Surety of all other bidders will be returned or released as soon as it is practical.

COST OF PLANS: Plans, Specifications, and Sample Proposals in Adobe Acrobat (PDF) format may be downloaded for free as outlined below.

PLANS, SPECIFICATIONS, AND PROPOSALS:

Documents may be OBTAINED for no cost at: <http://bidportal.mjinc.com/index>
(No Hard Copies, only digital copies available)

Copies of the Contract Documents including Plans, Specifications, Proposals, and addendums (if issued) will be available for examination and downloading beginning on **June 7, 2024**, at the above noted website. Under the Project Name: **“Eastern Slope Regional Airport – Reconstruct Taxiways A, B, & C and Extend Runway 14-32”**.

Addendums and other additional or revised Contract Documents will be available on the website **ONLY** and it is the Bidder's sole responsibility to check the website for additions or revisions up to 24 hours prior to the due date for Proposals listed above. Addendums and other additional or revised Contract Documents will not be transmitted directly to Bidders or Plan Holders.

QUESTIONS AND CONTACT WITH THE OWNER: From the time of advertising until the actual bid opening for this Contract, all prospective Bidders, Contractors, Subcontractors, and Suppliers shall direct all inquiries related to this project solely to Sydney Seney, PE, McFarland Johnson, 273 Corporate Drive – Suite 200, Portsmouth, New Hampshire 03801, 603-380-9151, sseney@mjinc.com. The deadline for submitting inquiries related to this project is **June 26, 2024**.

BIDDING PROCEDURES: The Sealed Bidding Procedures as outlined in the Instructions to Bidders.

PRE-BID CONFERENCE: A Pre-Bid Conference will be held at the Eastern Slope Regional Airport on Wednesday, **June 19, 2024, at 11:00 a.m.** at the Please notify Sydney Seney, PE at sseney@mjinc.com at least one day prior to the meeting if you plan to attend.

CONTRACT BONDS: A successful Bidder entering into a contract for any portion of the work included in a proposal shall provide the Owner sufficient surety in the form of 100% Performance and Payment Bonds as outlined in the Supplemental General Provisions.

FEDERAL CONTRACT PROVISIONS: In this bid process and the resulting Contract, if executed, all Bidders and Contractors must fully comply with the *Contact Provision Guidelines for Obligated Sponsors and Airport*

Improvement Program Projects, Appendix A – Contract Provisions and as outlined within the Contract Documents in Division 1 – Contract and Contract Forms.

NOTICE OF REQUIREMENT FOR AFFIRMATIVE ACTION TO ENSURE EQUAL EMPLOYMENT OPPORTUNITY:

1. The Offeror’s or Bidder’s attention is called to the “Equal Opportunity Clause” and the “Standard Federal Equal Employment Opportunity Construction Contract Specifications” set forth herein.
2. The goals and timetables for minority and female participation, expressed in percentage terms for the Contractor’s aggregate workforce in each trade on all construction work in the covered area, are as follows:

Timetables

Goals for minority participation for each trade:	0.5%
Goals for female participation in each trade:	6.9%

These goals are applicable to all of the Contractor’s construction work (whether or not it is Federal or federally assisted) performed in the covered area. If the Contractor performs construction work in a geographical area located outside of the covered area, it shall apply the goals established for such geographical area where the work is actually performed. With regard to this second area, the Contractor also is subject to the goals for both its federally involved and non-federally involved construction.

The Contractor’s compliance with the Executive Order and the regulations in 41 CFR Part 60-4 shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR 60-4.3(a) and its efforts to meet the goals. The hours of minority and female employment and training must be substantially uniform throughout the length of the contract, and in each trade, and the Contractor shall make a good faith effort to employ minorities and women evenly on each of its projects. The transfer of minority or female employees or trainees from Contractor to Contractor or from project to project for the sole purpose of meeting the Contractor’s goals shall be a violation of the contract, the Executive Order and the regulations in 41 CFR Part 60-4. Compliance with the goals will be measured against the total work hours performed.

3. The Contractor shall provide written notification to the Director of the Office of Federal Contract Compliance Programs (OFCCP) within 10 working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of the subcontract; and the geographical area in which the subcontract is to be performed.

4. As used in this notice and in the contract resulting from this solicitation, the “covered area” is **State of Maine, Oxford County.**

FAA BUY AMERICAN PREFERENCE: The Contractor certifies that its bid/offer is in compliance with 49 USC § 50101, BABA and other related Made in America Laws, U.S. statutes, guidance, and FAA policies, which provide that Federal funds may not be obligated unless all iron, steel and manufactured goods used in AIP funded projects are produced in the United States, unless the Federal Aviation Administration has issued a waiver for the product; the product is listed as an Excepted Article, Material Or Supply in Federal Acquisition Regulation subpart 25.108; or is included in the FAA Nationwide Buy American Waivers Issued list.

The bidder or offeror must complete and submit the certification of compliance with FAA’s Buy American Preference, BABA and Made in America laws included herein with their bid or offer. The Airport Sponsor/Owner will reject as nonresponsive any bid or offer that does not include a completed certification of compliance with FAA’s Buy American Preference and BABA.

The bidder or offeror certifies that all constructions materials, defined to mean an article, material, or supply other than an item of primarily iron or steel; a manufactured product; cement and cementitious materials; aggregates

such as stone, sand, or gravel; or aggregate binding agents or additives that are or consist primarily of: non-ferrous metals; plastic and polymer-based products (including polyvinylchloride, composite building materials, and polymers used in fiber optic cables); glass (including optic glass); lumber; or drywall used in the project are manufactured in the U.S.

GENERAL CIVIL RIGHTS: In all its activities within the scope of its airport program, the Contractor agrees to comply with pertinent statutes, Executive Orders, and such rules as identified in Title VI List of Pertinent Nondiscrimination Acts and Authorities to ensure that no person shall, on the grounds of race, color, national origin (including limited English proficiency), creed, sex (including sexual orientation and gender identity), age, or disability be excluded from participating in any activity conducted with or benefiting from Federal assistance.

This provision is in addition to that required by Title VI of the Civil Rights Act of 1964.

The above provision binds the Contractor and subcontractors from the bid solicitation period through the completion of the contract.

TITLE VI SOLICITATION NOTICE: The Town of Fryeburg, ME (Eastern Slope Airport Authority), in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 U.S.C. §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders or offerors that it will affirmatively ensure that for any contract entered into pursuant to this advertisement, select businesses or disadvantaged business enterprises will be afforded full and fair opportunity to submit bids in response to this invitation and no businesses will be discriminated against on the grounds of race, color, national origin (including limited English proficiency), creed, sex (including sexual orientation and gender identity), age, or disability in consideration for an award.

NONDISCRIMINATION IN CONTRACTS: The Town of Fryeburg, ME (Eastern Slope Airport Authority) will not discriminate against any bidder on the grounds of race, color, national origin (including limited English proficiency), creed, sex (including sexual orientation and gender identity), age, or disability in consideration for an award.

MINIMUM LABOR RATES (DAVIS-BACON WAGE): All work under this project must comply with Davis-Bacon Act regulations as described in the Contract Documents. Federal Wage Rates are included in the Contract Documents.

CERTIFICATE REGARDING DEBARMENT AND SUSPENSION: By submitting a proposal under this solicitation, the bidder certifies that at the time the bidder submits its proposal that neither it nor its principals are presently debarred or suspended by any Federal department or agency from participation in this transaction.

A bidder must submit the appropriate Certificate Regarding Debarment and Suspension (Form MJ-102) contained in the Proposal with the bid for this project. Bids or offers that are not accompanied by a completed Certificate Regarding Debarment and Suspension will be rejected as nonresponsive.

DISADVANTAGED BUSINESS ENTERPRISE (DBE):

The requirements of 49 CFR part 26 apply to this contract. It is the policy of the Town of Fryeburg, ME (Eastern Slope Airport Authority) at the Eastern Slope Regional Airport to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. The Owner encourages participation by all firms qualifying under this solicitation regardless of business size or ownership.

The Contractor must comply with the Federal DBE, Small Business, Equal Employment Opportunity (EEO), and Affirmative Action Requirements contained within the Contract Documents.

Eastern Slope Regional Airport has elected to utilize a **DBE Race-Neutral Goal**. The Airport has an **overall DBE goal of 0.3%**. A Good Faith Effort Documentation is still required to be submitted as part of the Bid Certifications and is considered to be part of the bid responsiveness.

FEDERAL FAIR LABOR STANDARDS: All contracts and subcontracts that result from this solicitation incorporate by reference the provisions of 29 CFR part 201, the Federal Fair Labor Standards Act (FLSA), with

the same force and effect as if given in full text. The FLSA sets minimum wage, overtime pay, recordkeeping, and child labor standards for full and part-time workers.

The Contractor has full responsibility to monitor compliance to the referenced statute or regulation. The Contractor must address any claims or disputes that arise from this requirement directly with the U.S. Department of Labor – Wage and Hour Division.

LOBBYING AND INFLUENCING FEDERAL EMPLOYEES: Contractors that bid on this project must certify that they will not and have not used Federal appropriated funds to pay any person or organization for influencing or attempting to influence an officer or employee of any agency, a member of Congress, officer or employee of Congress, or an employee of a member of Congress in connection with obtaining any Federal contract, grant, or another award covered by 31 USC 1352. Each Contractor and Subcontractor must also disclose any lobbying with non-Federal funds that takes place in connection with obtaining any Federal award.

PROCUREMENT OF RECOVERED MATERIALS: Contractors and subcontractors that bid on this project agree to comply with Section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act, and the regulatory provisions of 40 CFR Part 247 as defined in the Contract Documents.

TRADE RESTRICTION CLAUSE: The Contractor or Subcontractor, by submission of an offer and/or execution of a contract, must certify compliance with the Foreign Trade Restriction Clause. Unless waived by the Secretary of Transportation, sponsors may not use AIP funds on a product or service from a foreign country included in the current list of countries that discriminate against U.S. firms as published by the Office of the United States Trade Representative (USTR).

DRUG FREE WORKPLACE: The Town of Fryeburg, ME (Eastern Slope Airport Authority) complies with the Drug Free Workplace requirements in 49 CFR Part 29.

QUANTITIES: The estimated quantities in the Proposal are not guaranteed but are given as a basis for the comparison of bids.

BID VALID PERIOD: No bids may be withdrawn by the Bidder prior to October 31, 2024 (111 calendar days from the Bid Opening).

PROPOSAL FORMS: The proposal section includes a Bidder's Certification Checklist. If all the forms and documents listed in the Bidder's Certification Checklist for inclusion in the Proposal are not included with the Bidder's Proposal and correctly executed, the Proposal may be considered non-responsive.

The right is reserved by the Town of Fryeburg, ME to reject any or all bids, to waive any formality and any and all technicalities in bids and to accept such bids as may be deemed in the best interest of the awarding agency.

AWARDING AUTHORITY

Town of Fryeburg, Maine

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