

INVITATION TO BID

Sealed bids for OMB/DFM Contract No. NAT-16001HEAVYCONST will be received by the State of Delaware, Department of Natural Resources and Environmental Control, Site Investigation and Restoration Section (DNREC-SIRS), at 391 Lukens Drive, New Castle, Delaware, until 3:00pm local time on September 1, 2016, at which time they will be publicly opened and read aloud in the Conference Room. Bidder bears the risk of late delivery. Any bids received after the stated time will be returned unopened.

The project involves the excavation and off site removal of approximately 23,000 CY of contaminated soil from the site. The site will be capped with 18 inches (12 inches DelDOT type F fill and 6 inches of topsoil) of imported certified clean soil. The main area of excavation will be graded into a wetland along with a new stream alignment adjacent to the wetland.

Also included but not limited to are:

1. Erosion and Sediment control and clearing a grubbing.
2. Demolition of building pad, structures, utilities and associated debris within the limits of disturbance of OU-1 and removal from the Site.
3. The installation the appropriate erosion and sediment pollution controls.
4. The realignment of the unnamed tributary running through the NVF site, and extension of one existing culvert.
5. Excavation and removal of the contaminated soil material. Haul all materials offsite.
6. Placement of imported material and grading of the wetland area.
7. Final placement and grading of the soil cap throughout the site and final landscaping and stabilization.

Mandatory Provisions:

1. A **MANDATORY** Pre-Bid Meeting will be held on August 15, 2016, at 11:00AM at NVF Yorklyn Site for the purpose of establishing the listing of subcontractors and to answer questions. Representatives of each party to any Joint Venture must attend this meeting. **ATTENDANCE OF THIS MEETING IS A PREREQUISITE FOR BIDDING ON THIS CONTRACT.**
2. This project is being funded by the Clean Water State Revolving Fund loan funded from the State of Delaware's Department of Natural Resources and Environmental Control. Bidder must comply with the provisions that are in the contract.
3. The President's Executive Order No. 11246 that prohibits discrimination in employment regarding race, creed, color, sex or national origin.
4. The Delaware State Revolving Fund program's Disadvantaged Business Enterprise ("DBE") requirements.
 - a. The requirements of the DBE program regarding the "Good Faith Efforts" necessary to be deemed a responsive and responsible bidder. The Federal Register Part 40 CFR 33.301 requires these Good Faith Efforts in procurement actions to assure that DBEs are made aware of procurement opportunities in construction, equipment, services and supplies under EPA financial assistance agreements.
 - i. Ensure DBEs are made aware of contracting opportunities to the fullest extent practicable through outreach and recruitment activities by placing DBEs on solicitation lists whenever they are potential sources.
 - ii. Establish delivery schedules, where the requirements permits, to encourage participation by DBEs
 - iii. Divide the total requirements, when economically feasible, into small tasks or quantities, to permit maximum participation of DBEs
 - iv. Encourage contracting with a consortium of DBEs when a contract is too large for one of these forms to handle individually.

- v. Use the services of the DelDOT, the United States Small Business Administration ("SBA") and the Minority Business Development Agency ("MBDA") of the U.S. Department of Commerce.
 - vi. Require the prime contractor, if subcontracts are to be let, to take steps (i) – (v).
5. Follow Delaware Prevailing Wage Regulations and Davis-Bacon Acts Provisions and Procedures.
6. Buy American Requirements
 - a. Section 1605 of the American Recovery and Reinvestment Act of 2009 (Recovery Act; Pub. L. 111-5) sets forth the Buy American provisions for recipients of Recovery Act financial assistance.

Sealed bids shall be addressed to the DNREC-SIRS,
Dept. of Natural Resources & Environmental Control, Site Investigation and Restoration Section
391 Lukens Drive
New Castle, DE 19720
Attn: John Cargill
Phone No. 302-395-2600

The outer envelope should clearly indicate: **"OMB/DFM CONTRACT NO. NAT-16001HEAVYCONST-SEALED BID - DO NOT OPEN."**

A CD with the bidding documents must be obtained from the DNREC-SIRS office, 391 Lukens Drive, New Castle Delaware, 19720 in order to bid on this project. Please contact John Cargill (302-395-2600) to request a CD. Prime contractors must obtain a copy of the bid documents from DNREC-SIRS in order to bid on the project. Subcontractors do not need to obtain bid documents from DNREC-SIRS in order to bid on the project.

Bidders will not be subject to discrimination on the basis of race, creed, color, sex, sexual orientation, gender identity or national origin in consideration of this award, and Minority Business Enterprises, Disadvantaged Business Enterprises, Women-Owned Business Enterprises and Veteran-Owned Business Enterprises will be afforded full opportunity to submit bids on this contract. Each bid must be accompanied by a bid security equivalent to ten percent of the bid amount and all additive alternates. The successful bidder must post a performance bond and payment bond in a sum equal to 100 percent of the contract price upon execution of the contract. The Owner reserves the right to reject any or all bids and to waive any informalities therein. The Owner may extend the time and place for the opening of the bids from that described in the advertisement, with not less than two calendar days notice by certified delivery, facsimile machine or other electronic means to those bidders receiving plans.

END OF ADVERTISEMENT FOR BIDS