

## **NOTICE TO BIDDERS**

Sealed proposals will be received by the County of Newberry, South Carolina, in the office of Ms. Crystal Waldrop, Purchasing Director, P.O. Box 156 (for USPS) or 1309 College Street (for courier), Newberry, South Carolina, 29108, up to **2:00 pm.**, on Wednesday, February 20, 2008, and immediately thereafter publicly opened and read for the furnishing of labor, material and equipment for the **Airport Paving, Marking and Lighting for New Runway 4/22 Construction Project** at the Newberry County Airport.

Complete plans, specifications and contract documents will be available for inspection in the offices of the Associated General Contractors and F. W. Dodge Corporation in Greenville and Columbia, South Carolina, and in the office of the Engineer, W. K. Dickson & Co., Inc., 1001 Pinnacle Point Drive, Suite 110, Columbia, South Carolina 29223 (803-786-4261) and in the office of the Purchasing Director. Such plans and specifications and contract documents may be obtained from the Engineer upon a deposit of **One Hundred Dollars (\$100.00) per set. This plan deposit will be refundable to any bidder submitting a bid upon return of the bid documents in good condition within ten (10) days after the date of opening of bids.**

The United States Government has agreed to reimburse the Owner for portions of the project costs. The Owner will not accept or consider proposals from any contractor whose name, at the time of opening of bids or award, appears on the current list of ineligible contractors published by the Comptroller General of the United States under Section 5.6 (b) of the Regulations of the Secretary of Labor (29) CFR nor a proposal from any firm, corporation, partnership or proprietorship in which an ineligible contractor has a substantial interest.

Each proposal shall be accompanied by a cash deposit or a certified check drawn on a bank or trust company insured by the Federal Deposit Insurance Corporation in an amount equal to not less than 5% of the proposal or a bid bond of 5% of the bid executed by a surety company licensed under the laws of South Carolina to execute such bonds. The deposits shall be made payable to the Owner and shall be retained by the Owner as liquidated damages in the event the successful bidder fails to properly execute the contract within ten (10) days after the award and to give satisfactory surety as required by law.

By submitting a bid the contractor certifies that he has under his direct control or at his disposal the men, equipment, and materials required to execute this work as specified. Lack of such control or availability of men, equipment and materials shall constitute failure to properly execute the contract. Performance and Labor and Material Payment Bonds will be required for 100% of the contract price, with a surety or sureties legally authorized to do business in the State of South Carolina.

A bid may be withdrawn only as provided by South Carolina Statutes. If a bid is withdrawn within 90 days of the bid opening, the Proposal Guaranty shall be forfeited;

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provided that, if the request to withdraw is made not later than 72 hours after the opening of bids and if the withdrawal is allowed, the owner may return the proposal guaranty.

The Owner reserves the right to reject any or all bids and to waive informalities and minor irregularities.

**NON-DISCRIMINATION CLAUSE:** The requirements of 49 CFR Part 26, Regulations of the U.S. Department of Transportation, apply to this contract. It is the policy of the Newberry County to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. All firms qualifying under this solicitation are encouraged to submit bids/proposals. Award of this contract will be considered upon satisfying the requirements of this bid specification. These requirements apply to all bidders/offerors, including those who qualify as DBE. A DBE contract goal of **5.8** percent has been established for this contract. The bidder/offeror shall make good faith efforts, as defined in Appendix A, 49 CFR Part 26 (Attachment 1), to meet the contract goal by utilizing DBEs in the performance of this contract.

The apparent successful bidder will be required to submit in the "Proposal" section of his bid the information concerning the DBE that will participate in this contract. This information shall include: (1) the names, addresses and telephone numbers of DBE firms that will participate in the contract; (2) a description of the work that each DBE firm will perform; (3) the dollar amount of the participation of each DBE firm participating; (4) written documentation of the bidder/offeror's commitment to use a DBE subcontractor whose participation it submits to meet the contract goal; and (5) written confirmation from the DBE that it is participating in the contract as provided in the commitment made under (4).

If the bidder fails to achieve the contract goal stated herein, he will be required to provide documentation demonstrating that he made a good faith effort. The bidder's documentation shall be submitted in accordance with the provisions of Section 5, Paragraph "J. Contractor's Required Submission" in the "Instruction to Bidders".

County of Newberry, South Carolina  
Ms. Crystal Waldrop, Purchasing Director  
P.O. Box 156  
1309 College Street  
Newberry, South Carolina 29108

Tel: (803) 321-2100  
Fax: (803) 321-2102

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