

## INVITATION FOR BIDS

**Borden County** will receive sealed Bids for **BORDEN COUNTY TWDB – DRINKING WATER SRF PROJECT NO. 62828 – WATER FACILITY IMPROVEMENTS**, until **2:00 PM (Local Time), Thursday, October 29, 2020** in person at **BORDEN COUNTY COURTHOUSE, 117 E WASSOM, GAIL TEXAS 79738** or by mail to **COUNTY JUDGE ROSS D SHARP, BORDEN COUNTY, 117 E WASSOM, GAIL TEXAS 79738**. All Bids will be publicly opened and read aloud at **2:00 PM (Local Time), Thursday, October 29, 2020**.

Consideration for award of the project will be made at **8:30 AM, local time, Tuesday, November 10, 2020**, at the **COMMISSIONERS' COURTROOM, BORDEN COUNTY, 117 E WASSOM, GAIL TEXAS 79738**.

Bids are sought on furnishing and installing water system controls and an Arsenic & Fluoride Removal system, including all piping, appurtenances, site grading, fencing, foundations, and structures.

Contract Documents, including Drawings and Technical Specifications, are on file at the office of Burgess & Niple, Inc., 1030 Andrews Highway, Suite 211, Midland, Texas 79701 and **Borden County**. Physical Copies of the Contract Documents may be purchased for \$100.00 from Burgess & Niple, Inc. (Ph #432-689-8909) for each set of documents obtained. No refunds will be made. Documents may be acquired digitally from [www.civcastusa.com](http://www.civcastusa.com) for free.

A certified check or bank draft, payable to the order of the OWNER, negotiable U.S. Government bond (at par value) or a satisfactory Bid Bond executed by the Bidder and an acceptable Surety in an amount equal to five percent (5%) of the total Bid cost shall be submitted with each Bid.

**This contract is contingent upon release of funds from the Texas Water Development Board (TWDB).**

Any contract or contracts awarded under this Invitation for Bids (IFB) are expected to be funded in part by financial assistance from the Texas Water Development Board (TWDB). Neither the U.S. Environmental Protection Agency (EPA) or the State of Texas, nor any of its departments, agencies, or employees are or will be a party to this IFB, or any resulting contract.

This IFB is issued in accordance with Section 2269 Subchapter D of the Texas Government Code (Competitive Sealed Bid Method) and Title 41 CFR Part 105.71 (Uniform Administrative Requirements for Grants and Cooperative Agreements to State and Local Governments)

This contract is subject to the Environmental Protection Agency's (EPA) Disadvantaged Business Enterprise (DBE) Program, which includes EPA-approved fair share goals toward procurement of Minority and Women-owned Business Enterprise (M/WBE) businesses. EPA rules require that applicants and prime contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to M/WBEs through demonstration of the six affirmative steps. For more details of the DBE Program and the current, applicable fair share goals, please visit <http://www.twdb.texas.gov/dbe>.

Equal Opportunity in Employment - All qualified Applicants will receive consideration for employment without regard to race, color, religion, sex (including pregnancy), sexual orientation, gender identity, national origin, age (40 or older), disability, or genetic information. Bidders on this work will be required to comply with the Department of Labor regulations at 41 CFR Part 60-4, relating to Construction Contractors--Affirmative Action Requirements, which include the President's Executive Order No. 11246, as amended by Executive Order No. 11375 and Executive Order No. 13672, in the award and administration of contracts awarded under TWDB financial assistance agreements. Failure by the Contractor to carry out these requirements is a material breach, which may result in the termination of the awarded financial assistance.

Attention is called to the fact that all laborers and mechanics working on the work site and employed by contractors and subcontractors on projects funded directly by or assisted in whole or in part by and through the Drinking Water State Revolving Fund shall be paid wages in compliance with the prevailing (Davis-Bacon) wage rate, as issued by the Department of Labor, and as set forth in the Contract Documents.

Any contract(s) awarded under this Invitation for Bids is/are subject to the American Iron and Steel (AIS) requirements of federal law, including federal appropriation acts.

All contractors/subcontractors which are debarred, suspended or otherwise excluded from or ineligible for participation on federal assistance programs may not undertake any activity in part or in full under this project.

**Borden County** reserves the right to reject any and/or all Bids, to waive technicalities, to re-advertise, and to proceed otherwise when the best interests of the County will be realized hereby.

If the Bid is not awarded at the previously mentioned meeting of the **Borden County Commissioners' Court** on **November 10, 2020**, then the Bids may be held by the OWNER for a period not to exceed sixty (60) days from the date of the opening for the purpose of reviewing the Bids and investigating the qualifications of Bidders.

Date September 17, 2020

By: Ross D Sharp  
Borden County Judge