

LEGAL NOTICE TO BIDDERS

Sealed bids will be received by the Board of County Commissioners in and for Lake County at their office in the Lake County Administration Center, 105 Main Street, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on **Wednesday, February 3, 2010**, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

Fairgrounds Road Improvements
Concord Township, OH and Painesville Township, OH
Estimate of Cost: **\$2,715,000.00 - \$3,000,000.00**

Said improvements shall be in accordance with specifications and proposal forms on file with the Clerk of the Board of County Commissioners. The Bid Package may be obtained upon receipt of payment of **\$125.00 (NON-REFUNDABLE)**, from the Office of James R. Gills, P.E., Lake County Engineer, 550 Blackbrook Road, Painesville, Ohio 44077 during weekday business hours from 8:00 a.m. to 4:30 p.m. Checks shall be made payable to the Lake County Engineer.

The work covered by the plans and specifications includes: Full-depth pavement reconstruction and widening improvements along 1.01 miles of Fairgrounds Road (C.R. 331), including new pavement, curbs, paved shoulders, drive aprons, drainage upgrade, signing & pavement markings, incorporation of a left-turn lane from Fairgrounds Road and SR 84 Intersection, signal modifications, and related roadway improvements. All work under this contract shall be completed by **October 29, 2010**.

Proposals shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, Painesville, Ohio 44077, and marked "**Fairgrounds Road Improvements**".

Pursuant to R.C. 153.01 et. seq., the bid must be accompanied by an original sealed document in the form of a bond for the full amount (100%) of the bid, **OR** by a certified check, cashier's check, or irrevocable letter of credit equal to ten percent (10%) of the amount bid, drawn on a solvent bank located in Lake County and payable to the Treasurer of Lake County, Ohio, as surety that if the proposal is accepted, a contract will be entered into and its performance properly secured. Should any bid be rejected said surety shall forthwith be returned to the bidder and should any bid be accepted such bid bond, certified check, cashier's check, or letter of credit will be returned to the bidder upon proper execution and securing of the contract.

No bidder shall be considered eligible to be awarded the contract to which this Notice or Bid Specifications apply, if the bidder is listed on the Auditor of State's Database as having a "Finding of Recovery" as that term is defined in R.C. 9.24. No bidder shall be considered eligible to be awarded the contract to which this Notice or Bid Specifications apply unless the bidder has completed certification that the bidder is in compliance with R.C. 2909.33. A copy of the certification is included with the instructions to bidders and must be submitted with the bid. No bidder shall be considered eligible to be awarded the contract to which this Notice or Bid Specifications apply unless the bidder has read the complete ODOT LPA ARRA Template which is included as part of this package, completed the EEO Certification of this Template on Page 1, Item 2, as well as signed the specified contract Proposal.

Proposals shall be subject to the conditions that the right is reserved to hold bids for a period not longer than sixty (60) days after date of bid opening and/or to award the contract at any time during said period.

The successful bidder will be required to execute the contract within ten (10) days after the award of the work to him/her, and he/she shall furnish acceptable bond or surety, if not filed previously to the satisfaction of the County of Lake, Ohio for the faithful performance of said contract in the sum of one hundred percent (100%) of the total amount of the bid. In case of failure to execute the contract as stated or to furnish bond and/or surety, the bidder shall be considered to have abandoned the contract and is then liable for the difference between his/her bid and the next lowest bid, not to exceed ten percent (10%) of the amount bid.

The County reserves the right to reject any or all bids, or to increase or decrease or omit any item or items. C&MS 106.09 may apply. Each proposal must contain the full name of every party or all parties submitting the proposal. Each bidder must submit evidence of its experience on projects of similar size and complexity. All contractors and subcontractors shall comply with the equal employment opportunity requirements of Ohio Administrative Code Chapter 123, the Governor's Executive Order of 1972 and Governor's Executive Order 84-9. The contract shall be awarded to the lowest and best bidder.

Disadvantaged Business (DBE) Requirement. DBE participation goals (subcontracts, materials, supplies) have been set on this project for those certified as DBE's pursuant to Title 23, U.S.C. Section 140 (c) and 49 CFR, Part 26, and qualified to bid with ODOT under Chapter 5525 of the Ohio Revised Code (ORC).
DBE Goal 6%.

Federal Prevailing Wage – The Contractor agrees that each individual employed by the Contractor or Subcontractor and engaged in work on the project under this contract shall be paid to meet the minimum requirements of the prevailing wage established by the U.S. Department of Labor under the Davis-Bacon and related Acts. This shall occur regardless of any contractual relationship which may be said to exist between the Contractor and any individual or any Subcontractor and any individual.

The Federal Prevailing Wage Determination Schedule for this project is available for review at the office of the Owner's Prevailing Wage Coordinator and via the internet at: <http://www.access.gpo.gov/davisbacon/>

Bidders may also access this Legal Notice to Bidders via the internet at www.lakecountyohio.org, click on **Legal Notices to Bidders** on the left side to link to the Legal Notices site.

BY ORDER OF THE BOARD OF COUNTY COMMISSIONERS in and for Lake County, Ohio.

Daniel P. Troy, President
Robert E. Aufuldish
Raymond E. Sines

Amy Elszasz, Clerk

PUBLISH: **THE NEWS HERALD**
Friday, January 8, 2010
Lake County Website
ODOT Website