

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, 4th Floor, Painesville, Ohio 44077; up to the hour of 11:00 AM Local Time on September 9, 2009, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

**River Road Tank 250,000 Gallon Water Spheroid
Wet Interior Painting
Lake County Department of Utilities
Project No. 288-W**

Engineer's Estimate of Cost: \$ 149,000.00

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 **\$50.00 (NON-REFUNDABLE)**, from the Office of Burgess & Niple, Inc., 100 West Erie Street, Painesville, Ohio 44077 during weekday business hours from 8:00 a.m. to 4:30 p.m. Checks shall be made payable to Burgess & Niple, Inc.

The work covered by the plans and specifications includes: cleaning, abrasive blasting, and painting of the tank wet interior and all other associated work. All work under this contract shall be completed in October 2009.

Proposals shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, 4th Floor, Painesville, Ohio 44077, and marked **"River Road Tank Wet Interior Painting—Project No. 288-W"**.

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.

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. ORC 153.011 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.

Wage Rates – Each employee employed by the contractor or any subcontractor and engaged in work on the project under this contract shall be paid prevailing wage rates for Public Improvements as provided by the appropriate Sections of the Ohio Revised Code. For further information, contact OBES Wage and Hour Division (614) 644-2239 or contact the Lake County Prevailing Wage Coordinator (440) 350-5812. This shall occur regardless of any contractual relationship which may be said to exist between the contractor or any subcontractor and such employee.

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.

A non-mandatory pre-bid meeting is scheduled for August 31, 2009 at 1:30 p.m. at the Lake County Department of Utilities' Business & Training Center, 1981 Blasé-Nemeth Road, Painesville, Ohio 44077. A visit to the tank site is scheduled for immediately after the pre-bid meeting concludes.

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**
August 21, 2009
and posted on the Lake County Website