

## **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 a.m.** Local Time on **Wednesday, March 25, 2009**, and read publicly thereafter in the Commissioners' Chambers at the above address, for the following improvement project:

### **River Road Profile Improvements – 2009 Rebid** **Estimate of Cost: \$1,000,000.00 - \$1,210,000.00**

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 **\$150.00 (NON-REFUNDABLE)**, from the Office of James R. Gills, P.E., Lake County Engineer, 550 Blackbrook Road, Painesville, Ohio 44077. Checks shall be made payable to the Lake County Engineer.

The work covered by the plans and specifications includes: Excavation, Waterline Lowering, Grading, Re-Profiling, and Paving River Road. All work under this contract shall be completed by **October 30, 2009**.

Proposals shall be addressed to the Board of Lake County Commissioners, Lake County Administration Center, 105 Main Street, Painesville, Ohio 44077, and marked **"River Road Profile Improvements – 2009 Rebid"**.

The provisions of the Ohio Administration Code 123:2-3-02 regarding Equal Employment Opportunity on State Construction Contracts and State-Assisted Construction Contracts; and the Ohio Administrative Code 123:2-3-02 regarding Equal Employment Opportunity and Female Utilization Goals are applicable to this project, and each contractor will be required to comply in all aspects to the provisions of said executive order.

Pursuant to R.C. 153.01 et. eq., 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 a responsive and responsible bidder or 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 a responsive and responsible bidder or eligible to be awarded the contract to which this Notice or Bid Specifications apply unless the bidder has completed a certification that the bidder is in compliance with R.C. 3517.13. 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. All contractors and subcontractors involved with the project shall comply with the provisions of R.C. 2909.33 by filing the Declaration regarding Material Assistance/Non-Assistance to a Terrorist Organization.

The County reserves the right to reject any or all bids, or to increase or decrease or omit any item or items and/or to award to the lowest responsive and responsible bidder. Each proposal must contain the full name of every person or company interested in the same.

Wage Rates – Each employee employed by the contractor or any subcontractor and engaged in work on the project under this contract shall be paid the prevailing wage established by the Department of Industrial Relations of the State of Ohio, as provided by the appropriate Sections of the Ohio Revised Code. This shall occur regardless of any contractual relationship which may be said to exist between the contractor or any subcontractor and such employee.

You may also access this Legal Notice to Bidders via the internet at [www.lakecountyohio.gov](http://www.lakecountyohio.gov), 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, March 6, 2009**  
**& The Lake County Website**