

SECTION 00020 - INSTRUCTIONS TO BIDDERS

PART 1 - GENERAL

1.01 PROJECT NAME AND LOCATION:

Hurst Justice Center
Hurst, Texas 76054

1.02 PROJECT ARCHITECT:

RON HOBBS ARCHITECTS
614 West Main Street, Suite #200
Garland, Texas 75040
(972) 494-0174
(972) 494-0722 fax
DBROUGHTON@RONHOBBSARCHITECTS.NET e-mail

1.03 CONSTRUCTION MANAGER:

AUI CONTRACTORS
4775 North Freeway
Fort Worth, Texas 76106
(817) 926-3150
(817) 926-4387

1.04 SUBSTITUTIONS: It is not the intent of the Contract Documents to limit competitive bidding. However, bid only the items specified. If any Contractor desires to bid a substitute item, it must be submitted as outlined in Section 01640, SUBSTITUTIONS, to be approved by the Architect prior to the bid opening. Addenda will be issued to all bidders identifying all approved substitutions. Bidders who bid on unapproved items are doing so at their own risk.

1.05 SALES TAX EXEMPTION: The Owner qualifies for exemption from the state and local sales and use taxes, pursuant to the provisions of Section 151.309 of the Texas Limited Sales, Excise and Use Tax Act. Therefore, the Contractor shall not pay such taxes which would otherwise be payable in connection with the performance of this contract.

The Contractor shall issue an exemption certificate in lieu of the tax on the purchase, rental or lease of all materials, supplies, equipment, and other tangible personal property incorporated into the real property being improved; and all materials, supplies, equipment, and other tangible personal property used or consumed by the Contractor in performing the contract with the Owner.

Materials and supplies "used in the performance of a contract" include only those materials actually incorporated into the property being improved and those supplies directly used to incorporate such materials into the property being improved. Overhead supplies and supplies used indirectly or only incidental to the performance of the contract with the Owner are not included in the exemption.

Under "reasons said purchaser is claiming this exemption" in the exemption certificate, the Contractor must name the Owner and the project for which the equipment, material, and supplies are being purchased, leased, or rented.

- 1.06 AWARD OF CONTRACT:** The Owner reserves the right to accept alternatives in any order or combination and will determine the best Qualified Bidder on the basis of the following:
- A. Base Bid Price and the Alternates accepted.
 - B. Proposed construction time.
 - C. Reputation of the bidder.
 - D. Experience of the bidder.
 - E. Financial capabilities to perform the necessary work.
 - F. Quality of the bidder's services.
 - G. Bidder's past relationship with the City and/or the Construction Manager.
 - H. Other relevant criteria specifically listed in the request for bids.
- 1.07 CONTRACT TIME:** The time (allotted for the completion of all items of work) shall begin on the tenth (10th) day after the issuance of the "Notice to Proceed."
- 1.08 NOTICE TO PROCEED:** The "Notice to Proceed" shall advise the Contractor that the contract has been accepted and shall consist of a written notice from the Construction Manager for the Contractor to proceed with the construction of the project.
- 1.09 EXAMINATION OF SITE OF PROJECT:** Prospective bidders shall make careful examination of the site of the Project, soil and water conditions to be encountered, improvements to be protected, disposal sites for surplus materials other than on sites designated, and as to methods of providing ingress and egress to private properties and methods of handling traffic during construction of the entire project.
- 1.10 WAGE RATE:** Each bidder, contractor or subcontractor must fully comply with the Texas Minimum Wage Act, Article 5159d, V.C.T.S. in regards to the prevailing minimum wage rates.
- 1.11 ADDENDA:** Bidders desiring further information or interpretation of the plans or specifications must make request for such information to the Architect prior to 48 hours before the bid opening. Should a bidder find discrepancies in, or omissions from, the plans, specifications, or other Contract Documents, or should he be in doubt as to their meaning,

he should at once notify the Architect in order that written addenda may be sent to all bidders. Answers to all such requests will be given in addenda form. All addenda will become part of the Contract Documents. No other explanation or interpretation will be considered official or binding. Final addenda will be posted prior to 24 hours of the opening of bids.

1.12 QUALIFICATION OF BIDDER:

- A. Before being awarded a contract, the selected bidder shall submit such evidence as the Construction Manager or the Owner may require to establish his financial responsibility, experience, and possession of such equipment as may be needed to prosecute the work in an expeditious, safe and satisfactory manner.
- B. Should the best qualified bidder fail to produce evidence satisfactory to the Construction Manager and the Owner on any of the foregoing points, he may be disqualified and the work awarded to the next bidder to qualify.

END OF SECTION