

## SECTION 1.1

### INVITATION TO BID AIRPORT IMPROVEMENTS MISSOULA MONTANA AIRPORT MISSOULA, MT

Notice is hereby given that sealed bids will be received through an online bidding service ([www.QuestCDN.com](http://www.QuestCDN.com)) and will be publicly opened at **2:00 p.m., local time on WEDNESDAY, APRIL 19, 2023** by the **MISSOULA COUNTY AIRPORT AUTHORITY** in the **ADMINISTRATION CONFERENCE ROOM, 3<sup>RD</sup> LEVEL OF THE NEW TERMINAL, 5225 HIGHWAY 10 WEST, MISSOULA, MT 59808** for the construction of "Airport Improvements" to include the following:

#### PAVEMENT REHABILITATION AIP 3-30-0056-084-2023

This work is to include all tools, equipment, materials, and labor to complete this project.

Only bids received through the online bid service [www.QuestCDN.com](http://www.QuestCDN.com) by the time and date stated for the **PAVEMENT REHABILITATION PROJECT** shall be opened and read aloud. **The QuestCDN project number is: 8408546.**

**Bid Bond.** All bids must be accompanied by lawful monies of the United States or a Cashier's Check, a Certified Check, Bid Bond, Bank Money Order or Bank Draft, drawn and issued by a National Banking Association located in the State of **Montana**, or by any Banking Corporation incorporated under the Laws of the State of **Montana**, in an amount equal to not less than ten (10) percent of the total bid, payable to the order of the **MISSOULA COUNTY AIRPORT AUTHORITY** as liquidated damages in the event said successful bidder shall fail or refuse to execute the contract in accordance with the terms of his bid.

**Performance and Payment Bond.** After a contract is awarded, the successful bidder will be required to furnish a separate Performance and Payment Bond, each in the amount of one hundred percent (100%) of the contract.

**Contract Documents.** The Contract Documents consisting of half size Drawings and Project Manual may be **viewed** by either electronic documents on-line, or a hard copy at the office of Morrison-Maierle, Inc., 1055 Mount Avenue, Missoula, MT 59801, but may only be **obtained** by electronic documents online.

**Electronic Transfer** - Complete electronic Project Plans, Project Manual, and "**Bid Proposal Packet**" are available at the Morrison-Maierle, Inc. website "[www.m-m.net](http://www.m-m.net)", by clicking on the "Projects Bidding" link and selecting this project from the project list. Documents can *only* be viewed on the Morrison-Maierle, Inc. website, and cannot be downloaded or printed without purchasing. To purchase and download the project documents in pdf format and be placed on the planholder's list, click "Download Project PDF" and sign on to QuestCDN.com. Plan documents and "**Bid Proposal Packet**" can be downloaded for a fee of \$40.00. Please contact QuestCDN at 952-233-1632 or email "[info@questcdn.com](mailto:info@questcdn.com)" for assistance in the free membership registration, downloading, and working with this digital project information.

The **MISSOULA COUNTY AIRPORT AUTHORITY** reserves the right to reject any or all bids and to waive irregularities. The Bidder must supply all the information required by the bid documents and specifications.

## **FEDERAL SOLICITATION REQUIREMENTS**

Funding For This Contract Is Federally Assisted. Contractors at every tier must comply with applicable federal requirements including but not limited to: the Buy American Preference, Civil Rights – General, Davis Bacon Requirements, Governmentwide Debarment and Suspension, Lobbying of Federal Employees, and Procurement of Recovered Materials as contained in the bid documents.

Title VI Solicitation Notice: The **MISSOULA COUNTY AIRPORT AUTHORITY**, in accordance with the provisions of Title VI of the Civil Rights Act of 1964 (78 Stat. 252, 42 USC §§ 2000d to 2000d-4) and the Regulations, hereby notifies all bidders or offerors that it will affirmatively ensure that for any contract entered into pursuant to this advertisement, [select businesses, or disadvantaged business enterprises or airport concession disadvantaged business enterprises] will be afforded full and fair opportunity to submit bids in response to this invitation and no businesses will be discriminated against on the grounds of race, color, national origin (including limited English proficiency), creed, sex (including sexual orientation and gender identity), age, or disability in consideration for an award.

Davis Bacon. The Contractor will be required to comply with the wage and labor requirements and to pay minimum wages in accordance with the schedule of wage rates established by the United States Department of Labor as referenced in the Contract.

### Notice Of Requirement For Affirmative Action To Ensure Equal Employment Opportunity:

1. The Offeror's or Bidder's attention is called to the "Equal Opportunity Clause" and the "Standard Federal Equal Employment Opportunity Construction Contract Specifications" set forth herein.
2. The goals and timetables for minority and female participation, expressed in percentage terms for the Contractor's aggregate workforce in each trade on all construction work in the covered area, are as follows:

#### **Timetables**

Goals for minority participation for each trade:	2.7%
Goals for female participation in each trade:	6.9%

These goals are applicable to all of the Contractor's construction work (whether or not it is Federal or federally assisted) performed in the covered area. If the Contractor performs construction work in a geographical area located outside of the covered area, it shall apply the goals established for such geographical area where the work is actually performed. With regard to this second area, the Contractor also is subject to the goals for both its federally involved and nonfederally involved construction.

The Contractor's compliance with the Executive Order and the regulations in 41 CFR Part 60-4 shall be based on its implementation of the Equal Opportunity Clause, specific affirmative action obligations required by the specifications set forth in 41 CFR 60-4.3(a) and its efforts to meet the goals. The hours of minority and female

employment and training must be substantially uniform throughout the length of the contract, and in each trade, and the Contractor shall make a good faith effort to employ minorities and women evenly on each of its projects. The transfer of minority or female employees or trainees from Contractor to Contractor or from project to project for the sole purpose of meeting the Contractor's goals shall be a violation of the contract, the Executive Order and the regulations in 41 CFR Part 60-4. Compliance with the goals will be measured against the total work hours performed.

3. The Contractor shall provide written notification to the Director of the Office of Federal Contract Compliance Programs (OFCCP) within 10 working days of award of any construction subcontract in excess of \$10,000 at any tier for construction work under the contract resulting from this solicitation. The notification shall list the name, address, and telephone number of the subcontractor; employer identification number of the subcontractor; estimated dollar amount of the subcontract; estimated starting and completion dates of the subcontract; and the geographical area in which the subcontract is to be performed.
4. As used in this notice and in the contract resulting from this solicitation, the "covered area" is **Missoula, Montana, Missoula County**.

Disadvantaged Business Enterprise:

The requirements of 49 CFR part 26 apply to this contract. The **MISSOULA COUNTY AIRPORT AUTHORITY** has established an overall DBE goal for the year. It is the policy of the **MISSOULA COUNTY AIRPORT AUTHORITY** to practice nondiscrimination based on race, color, sex, or national origin in the award or performance of this contract. The Owner encourages participation by all firms qualifying under this solicitation regardless of business size or ownership.

As required by 49 CFR Part 26, the Airport Authority is required to create a bidders list, consisting of information about all DBE and non-DBE firms that bid or quote on DOT-assisted contracts. The purpose of this requirement is to allow use of the bidders list approach to calculating future overall DBE goals. As per the requirements of the Proposal section, all Prime Bidders submitting bids on this project must submit, with his or her bid, a list including the name, address, and DBE/non-DBE status of all subcontractors and suppliers that bid or quote for work under this contract. Failure to provide this information, as outlined in the Proposal section, will make the bidder non-responsive and not eligible for award of the contract.

Trade Restriction Certification:

By submission of an offer, the Offeror certifies that with respect to this solicitation and any resultant contract, the Offeror –

- 1) is not owned or controlled by one or more citizens of a foreign country included in the list of countries that discriminate against U.S. firms as published by the Office of the United States Trade Representative (USTR);
- 2) has not knowingly entered into any contract or subcontract for this project with a person that is a citizen or national of a foreign country included on the list of countries that discriminate against U.S. firms as published by the USTR; and
- 3) has not entered into any subcontract for any product to be used on the Federal project that is produced in a foreign country included on the list of countries that discriminate against U.S. firms published by the USTR.

This certification concerns a matter within the jurisdiction of an agency of the United States of America and the making of a false, fictitious, or fraudulent certification may render the maker subject to prosecution under Title 18 USC § 1001.

The Offeror/Contractor must provide immediate written notice to the Owner if the Offeror/Contractor learns that its certification or that of a subcontractor was erroneous when submitted or has become erroneous by reason of changed circumstances. The Contractor must require subcontractors provide immediate written notice to the Contractor if at any time it learns that its certification was erroneous by reason of changed circumstances.

Unless the restrictions of this clause are waived by the Secretary of Transportation in accordance with 49 CFR § 30.17, no contract shall be awarded to an Offeror or subcontractor:

- 1) who is owned or controlled by one or more citizens or nationals of a foreign country included on the list of countries that discriminate against U.S. firms published by the USTR; or
- 2) whose subcontractors are owned or controlled by one or more citizens or nationals of a foreign country on such USTR list; or
- 3) who incorporates in the public works project any product of a foreign country on such USTR list.

Nothing contained in the foregoing shall be construed to require establishment of a system of records in order to render, in good faith, the certification required by this provision. The knowledge and information of a contractor is not required to exceed that which is normally possessed by a prudent person in the ordinary course of business dealings.

The Offeror agrees that, if awarded a contract resulting from this solicitation, it will incorporate this provision for certification without modification in all lower tier subcontracts. The Contractor may rely on the certification of a prospective subcontractor that it is not a firm from a foreign country included on the list of countries that discriminate against U.S. firms as published by USTR, unless the Offeror has knowledge that the certification is erroneous.

This certification is a material representation of fact upon which reliance was placed when making an award. If it is later determined that the Contractor or subcontractor knowingly rendered an erroneous certification, the Federal Aviation Administration (FAA) may direct through the Owner cancellation of the contract or subcontract for default at no cost to the Owner or the FAA.

Contractor Registration. Contractors and any subcontractors doing work on this project will require registration with the **Montana** Department of Labor and Industry. Forms for registration are available from the Department of Labor and Industry, P.O. Box 8011, 1805 Prospect Avenue, Helena, **Montana** 59604-8011. Information on registration can be obtained by calling 1-800-556-6694. Contractors are required to have been registered with the Department of Labor and Industry prior to bidding on this project.

Funding and Award. This contract will be funded in part by a grant from the Federal Aviation Administration. Therefore, award of the Contract by the Sponsor will be made subject to concurrence of FAA. Bidders may not withdraw Proposals for a period of **sixty (60)** days after the bid opening date.

Pre-bid Conference. The pre-bid conference will be held both virtually and in-person. The conference is hereby established at **2:00 p.m., WEDNESDAY, APRIL 5, 2023**, at the **MISSOULA MONTANA AIRPORT in the TRAINING CONFERENCE ROOM within the AIRPORT'S OPERATIONS BUILDING, 6451 AVIATION WAY, MISSOULA, MT 59808.**

Contractors can attend the meeting virtually, at the same time as the in-person meeting, as follows:

Join the Teams Meeting on your computer, mobile app or room device

Meeting ID: **244 113 652 705**

Passcode: **R3MyDc**

Or call in (audio only)

**+1 406-318-5699,,625958619#** United States, Billings

Phone Conference ID: **625 958 619#**

Toll Free: **(855) 296-9103**

A tour of the work site at the will be conducted following the pre-bid conference. A second optional tour, for those unable to attend in person for the pre-bid conference, will be available from **12:00 p.m. – 2:00 p.m., Wednesday, April 12, 2023** starting at the **MISSOULA MONTANA AIRPORT in the TRAINING CONFERENCE ROOM within the AIRPORT'S OPERATIONS BUILDING, 6451 AVIATION WAY, MISSOULA, MT 59808.**

Signed: /s/ Brian Ellestad  
Airport Director  
Missoula County Airport Authority

First Publication: **April 2, 2023**  
Second Publication: **April 9, 2023**  
Third Publication: **April 16, 2023**