

Bidding Requirements, Contract Forms and Conditions of the Contract
UNIT PRICE BID FORM
Section 00300U

The undersigned, in compliance with the Invitation for Bids for construction of the following Project: **2016 Miscellaneous Streets Micro Surfacing.**

(IFB# 15-16.4) for the City of Kyle, Texas, having examined the Project Manual, Drawings and Addenda, the site of the proposed Work and being familiar with all of the conditions surrounding construction of the proposed Project, having conducted all inquiries, tests and investigations deemed necessary and proper; hereby proposes to furnish all labor, permits, material, machinery, tools, supplies and equipment, and incidentals, and to perform all Work required for construction of the Project in accordance with the Project Manual, Drawings and Addenda within the time indicated for the following prices of:

Note: The Bidder will enter the line item subtotal in the "Amount" column below, which is the product of the estimated "Quantity" multiplied by the "Unit Price". Any mathematical errors will be corrected for the purpose of determining the correct Amount to be entered in the Bid Form. The Amounts, including any corrected Amounts, will then be totaled to determine the actual amount of the Bid.

Base Bid (Witte Road, Waterleaf Blvd, City Lights Drive, Sledge Road, Downing Way)

Bid Item	Quantity	Unit	Item Description	Unit Price	Amount
SP803S-LS	5	LS	Barricades, Signs, Traffic Handling, and Temporary Signs/Markings	\$ _____	\$ _____
SS330-A	53,956	SY	Micro-Surfacing (polymer Modified), Type II Mod., at rate of 25 lbs/SY	\$ _____	\$ _____
700S-TM	5	LS	Mobilization	\$ _____	\$ _____
SS330- B-ALT	435	SY	Micro-Surfacing scratch course (polymer Modified) Type II	\$ _____	\$ _____
863S-4	24	EA	Reflectorized pavement markers,(Type II-B-B) (Reflectorizer to mark Fire Hydrant)	\$ _____	\$ _____
871S-A12SW-ALT	183	LF	Reflectorized Type I pavement marking, 12 inch, 100 mil solid white (Pedestrian crossing)	\$ _____	\$ _____
871S-A24SW-ALT	220	LF	Reflectorized Type I pavement marking,24" wide, 100 mil solid white (stop bar)	\$ _____	\$ _____
871S-A-4SY-ALT	1,416	LF	Reflectorized Type I pavement markings, 4" solid Yellow, 100 mil (middle Lane)	\$ _____	\$ _____

871S-A-4YB	1,416	LF	Reflectorized Type I pavement markings, Reflectorized 4" Dashed Yellow, 100 mil (middle Lane)	\$ _____	\$ _____
871S-C	1	EA	Reflectorized Type I pavement markings, (arrow symbol), 8" in width, 100 mils thickness, white in color	\$ _____	\$ _____
871S-A-4SY-ALT	1	LS	Reflectorized Type I Pavement markings, 4" solid yellow island (150 LF -hatch)	\$ _____	\$ _____
874S-A		LS	Eliminating existing pavement markings, all widths (approx. length = 1,000 ft)	\$ _____	\$ _____

TOTAL BASE BID \$ _____

Alternate Bid 1 (Kyle Parkway)

Bid Item	Quantity	Unit	Item Description	Unit Price	Amount
SP803S-LS	1	LS	Barricades, Signs, Traffic Handling, and Temporary Signs/Markings	\$ _____	\$ _____
SS330-A	28,000	SY	Micro-Surfacing (polymer Modified), Type II Mod., at rate of 25 lbs/SY	\$ _____	\$ _____
700S-TM	1	LS	Mobilization	\$ _____	\$ _____
SS330-B-ALT	78	SY	Micro-Surfacing scratch course (polymer Modified) Type II	\$ _____	\$ _____
863S-4	7	EA	Reflectorized pavement markers, (Type II-B-B) (Reflectorizes to mark Fire Hydrant)	\$ _____	\$ _____
871S-A12SW-ALT	1,251	LF	Reflectorized Type I pavement marking, 12 inch, 100 mil solid white (Pedestrian crossing)	\$ _____	\$ _____

871S-A24SW-ALT	406	LF	Reflectorized Type I pavement marking, 24" wide, 100 mil solid white (stop bar)	\$ _____	\$ _____
871S-A4BW-ALT	13,600	LF	Reflectorized Type I pavement markings, 4" broken white, 100 mil (Lane separator)	\$ _____	\$ _____
871S-A4SW-ALT	745	LF	Reflectorized Type I pavement markings, 4" solid white, 100 mil (Turn Lane)	\$ _____	\$ _____
871S-B8W	13	EA	Reflectorized Type I direction (word "ONLY'), 8" white, 100 mil	\$ _____	\$ _____
871S-C	16	EA	Reflectorized Type I arrow symbol, 8" white 100 mil	\$ _____	\$ _____
871S-A4BW-ALT	2	LS	Reflectorized Type I pavement markings, 4" solid white island (400 LF -hatch)	\$ _____	\$ _____
874S-A		LS	Eliminating existing pavement markings, all widths (approx. length = 16,002 ft)	\$ _____	\$ _____
6001	30	Day	2 - Portable Changeable Message Sign	\$ _____	\$ _____

TOTAL ALTERNATE BID 1 \$ _____

TOTAL BASE AND ALTERNATE BID 1 \$ _____

In the event of a mathematical error, the correct product, determined by using the "Unit Price" and "Quantity", and the correct sum, determined by totaling the correct line item Amounts, will prevail over the amount entered by the Bidder. The unit prices shown above will be the unit prices used to tabulate the Bid and used in the Contract, if awarded by the City.

BID GUARANTY: A Bid guaranty must be enclosed with this Bid, as required in Section 00020, in the amount of not less than five percent (5%) of the total Bid. Following the Bid opening, submitted Bids may not be withdrawn for a period of sixty (60) Calendar Days. Award of Contract will occur within this period, unless mutually agreed between the parties. The Bid guaranty may become the property of the OWNER, or the OWNER may pursue any other action allowed by law, if:

- Bidder withdraws a submitted Bid within the period stated above;
- Bidder fails to submit the required post Bid information within the period specified in Section 00100, or any mutually agreed extension of that period;

- or Bidder fails to execute the Contract and furnish the prescribed documentation (bonds, insurance, etc.) needed to complete execution of the Contract within ten (10) Days after notice of award, or any mutually agreed extension of that period.

TIME OF COMPLETION: The undersigned Bidder agrees to commence work on the date specified in the written "Notice to Proceed" to be issued by the OWNER and to **finally** complete construction of the improvements, as required by the Project Manual, Drawings and Addenda for the Work within thirty(30) **Calendar** Days. The Bidder further agrees that should the Bidder fail to **finally** complete the Work within the number of days indicated in the Bid or as subsequently adjusted, Bidder shall pay the liquidated damages for each consecutive day thereafter as provided below; unless the OWNER elects to pursue any other action allowed by law.

WAIVER OF ATTORNEY FEES: In submitting its bid, in consideration for the waiver of its right to attorney's fees by the OWNER, the Bidder knowingly and intentionally agrees to and shall waive the right to attorney's fees under Section 271.153 of the Texas Local Government Code in any administrative proceeding, alternative dispute resolution proceeding, or litigation arising out of or connected to any Contract awarded pursuant to this solicitation process.

LIQUIDATED DAMAGES: The Bidder understands and agrees that the timely completion of the described Work is of the essence. The Bidder and OWNER further agree that the OWNER's actual damages for delay caused by failure to timely complete the Project are difficult, if not impossible to measure. However, with respect to the additional administrative and consultant costs to be incurred by OWNER, the reasonable estimate of such damages has been calculated and agreed to by OWNER and Bidder. Therefore, the Bidder and the OWNER agree that for each and every **Calendar Day** the Work or any portion thereof, remains incomplete after the **Final Completion** date as established by the above paragraph, "Time of Completion", payment will be due to the Owner in the amount of Fifty dollars (\$50.00) per **Calendar Day** as liquidated damages, not as a penalty, but for delay damages to the OWNER. Such amount shall be deducted by the OWNER from any Contract payment due. In the event of a default or breach by the CONTRACTOR and demand is made upon the surety to complete the project, in accordance with the Contract Documents, the surety shall be liable for liquidated damages pursuant to the Contract Documents in the same manner as the CONTRACTOR would have been.

OWNER reserves the right to reject any or all Bids and to waive any minor informality in any Bid or solicitation procedure (a minor informality is one that does not affect the competitiveness of the Bids).

The undersigned acknowledges receipt of the following addenda:

- Addendum No. 1 dated _____ Received _____
- Addendum No. 2 dated _____ Received _____
- Addendum No. 3 dated _____ Received _____
- Addendum No. 4 dated _____ Received _____
- Addendum No. 5 dated _____ Received _____

Secretary, *if Bidder is a Corporation

Bidder

(Seal)

Authorized Signature

Title

Date

Address

Telephone Number / FAX Number

Email Address for Person Signing Bid

Email Address for Bidder's Primary Contact Person

- Copy of Corporate Resolution and minutes with certificate of officer of Bidder as to authority of signatory to bind Bidder is to be signed and dated no earlier than one week before Bid date, and attached to this document.

End