

**SECTION 00020**

**NOTICE TO BIDDERS**

**SEALED PROPOSALS** will be received by the **City of San Juan** addressed to Lori A. Maldonado, Purchasing Agent, no later than **December 18, 2024 at 3:00 p.m.** for furnishing all labor, materials, supplies, and supervision necessary for **RFB NO. 25-003-12-18, Wastewater Treatment Plant Improvements, Phase Two – Rehabilitation of Existing Facilities Revised Project, Texas Water Development Board CWSRF Project No. 73796**, located in the City of San Juan, in accordance with plans and specifications. Bid proposals shall be submitted at the City of San Juan City Hall office located at 512 S. Nebraska, San Juan, Texas 78589. Bids received will be opened and read publicly. Any bid received after the closing time will not be accepted and returned to the bidder unopened. The bids shall be addressed as follows:

**RFB NO. 25-003-12-18  
WASTEWATER TREATMENT PLANT IMPROVEMENTS – PHASE TWO  
REHABILITATION OF EXISTING FACILITIES  
REVISED PROJECT  
TEXAS WATER DEVELOPMENT BOARD CWSRF PROJECT NO. 73796  
ATTN: LORI A. MALDONADO, PURCHASING AGENT  
512 S NEBRASKA AVENUE  
SAN JUAN, TEXAS 78589-2649**

**Summary of Work:** Rehabilitation of Existing Wastewater Treatment Plant Facilities Equipment and Related Appurtenances

**PLANS AND SPECIFICATIONS** may be examined without charge at the City of San Juan City Hall office and at the office of **CRUZ-HOGAN Consultants, Inc., 2290 W. Pike Boulevard, Suite 102, Weslaco, Texas 78596**. Proposal forms, Specifications, Plans, and Contract documents may be obtained at the office of **CRUZ-HOGAN Consultants, Inc.**, for the purchase price of \$250.00 for each set of documents. This payment represents reproduction costs and is non-refundable. If requested, the documents will be promptly dispatched by courier at the expense of the bidder, but no liability can be accepted for loss or late delivery. No refunds will be made.

**A Pre-bid Conference** shall be held on **December 3, 2024 at 10:00 a.m.** at the San Juan City Hall EOC Conference Room, 512 South Nebraska, San Juan, Texas

**A CERTIFIED OR CASHIER'S CHECK**, or an acceptable **BID BOND** in an amount not less than five percent (5%) of the total bid shall accompany each bid proposal as a guarantee that, if awarded the contract, the bidder will promptly enter into contract with the City of San Juan and furnish performance and payment bonds on the forms provided.

**CONTINGENT AWARD OF CONTRACT.** This CONTRACT is contingent upon release of funds from the Texas Water Development Board. Any contract or contracts awarded under this Invitation for Bid (IFB) or Request for Qualifications (RFQ) are expected to be funded in part by financial assistance from the TWDB. Neither the U.S. Environmental Protection Agency (EPA) or the State of Texas, nor any of its departments, agencies, or employees, are or will be a party to this IFB, RFQ, or any resulting contract.

**AMERICAN IRON AND STEEL.** Any contract(s) awarded under this Invitation for Bids is/are subject to the American Iron and Steel (AIS) requirements of Section 608 of the Federal Water Pollution Control Act.

**DISADVANTAGED BUSINESS ENTERPRISE (DBE) SHARE GOALS.** This contract is subject to the Environmental Protection Agency's (EPA) Disadvantaged Business Enterprise (DBE) Program, which includes EPA-approved fair share goals toward procurement of Minority and Women-owned Business Enterprise (M/WBE) businesses. EPA rules require that applicants and prime contractors make a good faith effort to award a fair share of contracts, subcontracts, and procurements to M/WBEs through demonstration of the six affirmative steps. For more details of the DBE Program and the current, applicable fair share goals, please visit [www.twdb.texas.gov/dbe](http://www.twdb.texas.gov/dbe).

**EQUAL EMPLOYMENT OPPORTUNITY.** All qualified Applicants will receive consideration for employment without regard to race, color, religion, sex (including pregnancy), sexual orientation, gender identity, national origin, age (40 or older), disability, or genetic information. Bidders on this work will be required to comply with the Department of Labor regulations at 41 CFR Part 60-4, relating to Construction Contractors--Affirmative Action Requirements, which include the President's Executive Order No. 11246, as amended by Executive Order No. 11375 and Executive Order No. 13672, in the award and administration of contracts awarded under TWDB financial assistance agreements. Failure by the Contractor to carry out these requirements is a material breach, which may result in the termination of the awarded financial assistance.

**DAVIS-BACON WAGE REQUIREMENTS.** Davis-Bacon prevailing wage requirements apply to the construction, alteration or repair of treatment works carried out, in whole or in part, with assistance made available by the Clean Water State Revolving Fund (CWSRF) or a construction project financed, in whole or in part, from the Drinking Water State Revolving Fund (DWSRF).

The Davis-Bacon prevailing wage requirements apply to Contractors and Subcontractors performing on federally funded or assisted contracts in excess of \$2,000 for the construction, alteration or repair (including painting) of a treatment works project under the CWSRF or a construction project under the DWSRF.

For prime contracts in excess of \$100,000, Contractors and Subcontractors must also, under the provisions of the Contract Work Hours and Safety Standards Act, as amended, pay laborers and mechanics, including guards and watchmen, at least one and one-half times their regular rate of pay for all hours worked over 40 in a workweek. The Fair Labor Standards Act may also apply to Davis-Bacon covered contracts.

**THE SUCCESSFUL BIDDER** will be required to furnish a Performance Bond and a Payment Bond, each in the amount of the contract, written by a responsible surety company authorized to do business in the State of Texas, and satisfactory to the City of San Juan as required by Article 5160, V.A.T.C.S.

**IN CASE OF AMBIGUITY** or lack of clearness stating the price in the bids, the City of San Juan reserves the right to consider the most advantageous construction thereof, or to reject all bids.

**THE CITY OF SAN JUAN** reserves the right to reject any or all bids, waive any or all informalities, and to award the contract to the bidder or bidders, who, in the opinion of the City of San Juan offer the proposal in the best interest of the City of San Juan.

**BIDDERS** are cautioned that conditional or qualified bids, or bids not in the proper form may be rejected.

**BIDDERS** will be allowed to modify and/or withdraw bids prior to date of bid submission and receipt.

**BIDS** may be held by the City of San Juan for a period not to exceed 90 days from the date of the bid opening.

**City of San Juan  
Benjamin Arjona  
City Manager**