



MILLCREEK TOWNSHIP

BOARD OF SUPERVISORS

www.millcreektownship.info • millcreektwp@comcast.net

81 East Alumni Avenue • Newmanstown, PA 17073-9159 • Ph: 610-589-4750 • Fax: 610-589-9923

NOTICE TO BIDDERS

Sealed proposals will be received by the Millcreek Township Board of Supervisors, 81 E. Alumni Ave., Newmanstown, Pa., Lebanon County, 17073, until 3:30 P.M. Wed. June 14, 2023 to be opened the same evening at 7:15 P.M. for the following:

- 1) Chapel Rd. (T361) Furnish in place approx. 1,390 Ton of 19 mm wearing course 0 – 0.3 million ESAL'S, PG 64S-22, SRL ANY 2.5" depth

Est. ADT less than 1,000

- 2) E. Park St. Furnish in place approx. 130 Ton of 9.5 mm top coat asphalt 0 – 0.3 million ESAL'S, PG 64S-22, SRL ANY 1.5" depth

Est. ADT less than 1,000

Proposals must be on forms furnished by the Township which may be obtained by contacting the Township Secretary at (610)589-4750 Monday through Friday between the hours of 7:30 A.M. and 3:30 P.M.

The Board of Supervisors reserves the right to reject any or all bids.

Lorie Kupp, Secretary/Treasurer

Millcreek Township Board of Supervisors

EOE



**PROPOSAL AND CONTRACT
(WHEN EXECUTED)**

INSTRUCTIONS ON PAGE 4

**THIS PROPOSAL INCLUDES
INSTRUCTIONS TO BIDDERS**

A. DEPOSIT OF PROPOSALS.

All envelopes containing Bid proposals shall be clearly marked "Bid Proposal for letting of June 14, 2023."
DATE

Millcreek Township
MUNICIPALITY (NAME & TYPE)

Lorie J. Kupp
SECRETARY

Sealed Proposals will be received on or before
on the above Letting Date.

TIME

81 E. Alumni Ave.
Newmanstown, PA 17073
ADDRESS

Bids will be opened and read at approximately
7:15 P.M., on the above Letting Date.
TIME

PROPOSALS MUST BE MAILED OR OTHERWISE
DELIVERED TO THE ABOVE ADDRESS.

- 1 The contractor proposes to furnish and deliver all materials (including Form TR-465, Daily Bituminous Mixture Certification) and to do and perform all work on the following project as more specifically set forth in the Schedule of Prices (Attachment), in accordance with drawings and specifications on file at _____ as well as the supplements and special requirements contained herein and/ or attached hereto and current PennDOT Specifications (Publication 408), except (a) bidders need not be prequalified by PennDOT (Sec.102.01), and (b) Marshall testing of bituminous paving materials is not required (Sec. 401).
- 2 If designated as the successful bidder, the contractor will begin work on the date specified in the notice to proceed, or as otherwise provided in the special requirements, and will complete all work within **2 (two)** calendar days.
- 3 Accompanying this proposal is a certified check or bid bond in the amount of 10% made payable to the municipality as a proposal guarantee which, it is understood, will be forfeited in case the contractor fails to comply with the requirements of the proposal.

B. PROPOSAL OF:

NAME / ADDRESS OF CONTRACTOR

CONTRACTORS CERTIFICATION

It is hereby certified as follows:

- 1 The only person interested in the proposal as principal (s) is (are):

- 2 None of the above persons are employees of the municipality.
- 3 This proposal is made without collusion with any other person, firm or corporation.
- 4 All plans and specifications referred to above and the site of the work have been examined by the contractor. The contractor understands that the quantities indicated herein are approximate and are subject to change as may be required; and that all work is payable on the basis of the unit price listed on the Schedule of Prices. (Attachment 1).

- 5 The contractor will comply with all requirements of the laws and implementing regulations of the Commonwealth of Pennsylvania and the United States relating to human relations, equal opportunity and non-discrimination in employment, and will pay to workmen employed in the performance of the contract the wages to which they may be entitled.
- 6 The contractor will provide the municipality with a performance bond, conditioned upon the faithful performance of the contract in accordance with the plans, specifications and conditions thereof, and a payment bond, conditioned on the prompt payment of all material furnished and labor supplied or performed in the prosecution of the work, in accordance with the Public Works Contractors' Bond Law of 1967; and an affidavit accepting the provisions of the Workmen's Compensation Act of 1915, as amended.

CONTRACTOR

WITNESSED OR ATTESTED BY:

TITLE: (SEAL)



TITLE: (SEAL)

TO BE EXECUTED ONLY IN THE EVENT THE ABOVE PROPOSAL IS ACCEPTED

ACCEPTED ON : _____
DATE

MUNICIPALITY

ATTESTED BY:

TITLE: Chairman



TITLE: V. Chairman

TITLE: Supervisor



THIS PORTION TO BE COMPLETED
BY THE MUNICIPALITY

ATTACHMENT 1

TO MS - 944 (PROPOSAL AND CONTRACT MS - 944)

County: Lebanon

Municipality: Millcreek Township

Project Number: _____

LOCATION OF WORK:

- 1) Chapel Rd (T361) from Twp. line to SR2015
- 2) E Park St (alley) from SR 2023 to Parish Ave (T634)

DESCRIPTION OF WORK:

1) Furnish in place 2.5" depth of Superpave asphalt mixture design 19 mm wearing course PG64S-22, 0.0 to 0.3 million ESAL's SRL ANY

2.) Furnish in place 1.5" depth 9.5 mm top coat asphalt PG64S-22, 0.0 to 0.3 million ESAL's SRL ANY

* To be placed in one pull if possible

**ADT is less than 1,000

**Township to sweep roadway

***Township to provide traffic control

ESCALATOR CLAUSE:(if adopted by Municipality.)

The escalator clause will follow Pennsylvania Department of Transportation Publication 408 current edition Section 110.04 with the following exceptions: Delete "100 tons of asphalt cement". Delete "Cumulative price adjustment amounting to less that \$500.00 will be disregarded".

SCHEDULE OF PRICES

1 Item No.	2 Approximate Quantities	3 Unit	4 *Description	5 Unit Price	6 Total
1	1,390	Ton	19 mm wearing, 2.5" depth Chapel Rd (T361) (18 ft. x 4,710 ft.)		
2	130	Ton	9.5 mm top coat, 1.5" depth E. Park St (alley) (14 ft. x 930 ft.) Scratch coat applied where needed		
NOTE: Joints to be milled at all intersec			tions to provide a smooth transition. Edges		
& driveways to be sealed.			d. Tackcoat applied.		
* DESCRIPTION:				SUBTOTAL	
Must include ADT on wearing surfaces					
USE OF CUTBACK ASPHALT IS PROHIBITED					
BETWEEN MAY 1st AND OCTOBER 31st, EXCEPT					
AS NOTED IN BULLETIN NO. 25.					
				SUBTOTAL FROM OTHER ATTACHMENTS	
				TOTAL AMOUNT OF BID	

**SPECIAL PROVISIONS TO CONTRACT MS-944 (Attachment 1-A)
CONTAINS IMPORTANT INFORMATION FOR THE CONTRACTOR**

The Prime Contractor and subcontractors must comply with all of the following provisions that are marked with an "X".

Traffic Control and Safety Devices to be provided by the Contractor.

(PA. DEPART. Of TRANS. Publication 203, WORK ZONE TRAFFIC CONTROL, CURRENT EDITION.)

- X Delivery tickets for all materials.
- X CS-4171 Certificate of Compliance required for all materials.
- X Notify the Municipality five working days prior to start of project.
Work to be completed on or before _____. After _____ Liquidated damages apply at the rate of \$ _____ per calendar day.
- X Roadway to be power broomed by (contractor municipality X)prior to start of project.
Excess material to be removed by (contractor municipality .)
- X Municipality to inspect project.
- X Need Bill of Lading for each shipment of bituminous material per Section 702.1(c) of Specifications 408.
- X Tack Coat required per Section 460, or 409 for superpave, of Specifications 408 and is incidental to paving item unless noted otherwise.
Prime Coat required per Section 461 of Specifications 408.
- X Bituminous Seal on all abutting pavement and curbs required.
- X Saw cut or Milled Paving Notch required and incidental to paving item unless noted otherwise.
Scratch/ Leveling Courses to be placed at the discretion of appointed inspector(s).
Full width pavement with one pass required.
Municipality reserves the right to limit work completed.
Taper pavement the last 3 feet to curb.
For FOB Source bids, hauling distance will determine selection of bid award.
Municipality reserves the right to procure material which best suits their requirements after all bids and items are reviewed.
- X Completion of NON-COLLUSION AFFIDAVIT required.
Incidental Preparation and clean up required. (Project Construction Materials)
The municipality reserves the right to make an award on the basis of the aggregate total for all like items on which quotations are received.
Provide design, which meets Specifications Form 408 to the municipality 5 days prior to start of work.
- X Contractor responsible for defects that occur within one year of applications.
Contractor required to review proposed project with Municipality's Representative prior to bidding.
Oil Samples required from each distributor truck by contractor (1) one quart : A.M. & P.M. and witnessed by municipality and retained by municipality. (Oil samples must be placed in an approved type container that is compatible with oil sample.)
At least three random stone samples to be taken by contractor on project site witnessed by municipality and retained by municipality.
Complete all testing in accordance with Specification Form 408 Section 401 except Marshall Testing or for superpave Section 409 except for superpave volumetric testing.
Notice to Proceed will be the date of Contract acceptance.
Final Completion Certificate & Notice of Completion required.
- X Future award of Contract will be based on quality of work as determined by the municipality.
Contractor, notify all residents of pending work to be performed.

Contractor's Representative

Date

Municipality's Representative

Date

Company

Municipality

My signature signifies that I have read and understand the above special provisions to this contract, and by being authorized by this company to act as their authorized representative, and on their behalf hereby agree to adhere to any and all of the provisions pertaining to this contract.

PROPOSAL AND CONTRACT INSTRUCTIONS- FORM 944

- 1 The proposal must be typewritten or printed.
- 2 If more than one proposal on any project is submitted by an individual, firm or partnership, corporation or association under the same or different names, only one lowest proposal will be considered.
- 3 Description of Work- - -
 - A. If additional space is needed, insert appropriately numbered attachment and note "Continued on attached work sheets.
- 4 Part A of Page 1 to be completed by municipality. Part B of Page 1 to be completed by contractor. Schedule of Prices - Column #1 (Item), #2 (Approximate quantities), #3 (Unit, i.e., ton, square yard, linear feet, etc.) And #4 (Description, i.e., bituminous materials - ID2, FJ1, FB1, BCBC, etc.) Must be filled in by the municipality to insure equitable bidding. Columns #5 (Unit Price), #6 (Total) and total amount of bid, must be filled in by the contractor. If more space is needed, add note at the bottom of the page; "Continued on Attachment No. 1-A," and add additional sheet designated as Attachment No. 1-A, 1-B, etc.. Repeat for each additional sheet required.
- 5 If liquidated damages are to be assessed, add the following sentence to Part A #2. If all work is not completed on time, liquidated damages will be assessed at the rate of \$200.00 per additional working day. (OR ". . . as set forth in the attached schedule.")
- 6 Payment and Performance bonds are provided only by the successful bidder. Contracts under \$5,000 - bonds must be in 50 % of the contract amount. Contracts in excess of \$5,000 - bonds must be in 100 % of the amount of contract. Bond Forms MS-944 Attachments 2 and 3 and Workmen's Compensation Affidavit Attachment 4 must be submitted by the successful bidder within 20 days of the contract award. Failure to submit the bonds shall constitute grounds to cancel the contract.
- 7 *Construction projects, where the estimated cost of the total project exceeds \$25,000, are subject to the provisions of the Pennsylvania Prevailing Wage Act 442. It is the responsibility of the municipality to obtain the Prevailing Wage Scale for the area and include it in the proposal. If the Prevailing Wage Act applies, this fact shall be noted in the advertisement.

On projects utilizing Federal Revenue Sharing Funds, if the project cost exceeds \$2,000 and is financed with 25% or more Federal Revenue Sharing Funds, the Davis Bacon Act applies. Again it is the responsibility of the municipality to obtain the Davis Bacon Wage Rates, include them in the proposal and note the fact in the advertisement. If both acts are applicable, The Davis Bacon Act has preference over the Pennsylvania Prevailing Wage Act.
- 8 An ESCALATOR CLAUSE is optional; if used, it must be included in the proposal prepared by the municipality. An escalator clause may not be inserted by the contractor.

*(1961, Aug. 15, P.L. 987; 43 P.S. 165)

