

## INVITATION FOR BID

### CALL FOR BIDS

Sealed bids, entitled Bid for Eastside Road Pastures Remedial Action Project, DEQ Contract No. 413010, will be received by the Montana Department of Environmental Quality (DEQ) until 2:00 P.M. local time, October 26, 2012, and then publicly opened and read thereafter. Each Bid shall be submitted in a sealed opaque envelope bearing on the outside the name of Bidder and address. Bids may be mailed or hand delivered to:

#### Mail Delivery:

Bid Box  
Attention: Brian Bartkowiak  
P.O. Box 6969  
Helena, Montana 59604-6969

#### Hand Delivery:

Department of Environmental Quality  
Remediation Division  
Attention: Brian Bartkowiak  
1100 N. Last Chance Gulch  
Helena, Montana

If mailed, the Bid and sealed envelope addressed as indicated above shall be enclosed in another envelope with the notation "SEALED BID ENCLOSED" on the face of the outer envelope and likewise addressed.

### PROJECT WORK DESCRIPTION

The Clark Fork River Operable Unit (Clark Fork Site) is part of the Milltown Reservoir Sediments/Clark Fork River Superfund (NPL) Site. Contaminants of concern originated with historical mining, milling, and smelting processes upstream of the Clark Fork River and include arsenic, cadmium, copper, lead, and zinc. Concentrations of such constituents are quite variable within the floodplain of the Clark Fork River and present human health, ecological, and environmental risks. Residential and agricultural properties located along Eastside Road were historically irrigated via the Eastside Ditch with Clark Fork River water that was contaminated with arsenic and heavy metals.

The Eastside Road Pastures Remedial Action Project addresses a portion of Reach A (Warm Springs Ponds to Garrison) of the CFR OU and involves in-place soil treatment and revegetation of selected pastures that have little and/or undesirable plant cover.

### PROJECT LOCATION

The project is located south of Deer Lodge in designated pastures between the Clark Fork River and Eastside Road in Powell County. Numerous residences are located within the project area in addition to agricultural and pasture lands.

To reach the Site from Interstate 90 (traveling north), take exit 187 toward Deer Lodge and proceed north onto the I-90 Business Route, which turns into Main Street. Drive about 1.2 miles to Texas Avenue and turn right (east). After traveling eight blocks, turn right (south) onto Dixon Street, which turns into Eastside Road. Continue following Eastside Road south for approximately 0.8 miles to Sleepy Hollow Lane on the right. Continue south on Eastside Road past Sleepy Hollow Lane for an additional 0.2 miles and turn right (west) onto the gravel drive. The project area begins at the small pasture located immediately north of the gravel drive and extends south approximately 1.6 miles (see Drawings, Figure 2).

## CONTRACT TIME

**The Contract Time will be Forty-five (45) consecutive calendar days.** Work will include deep tilling, discing, and implementation of specified remediation treatments. Contractor may encounter wet conditions and shall initiate activities when soils conditions are suitable for successful tillage. Due to varying conditions such as precipitation and excessive soil moisture, Contractor may be required to temporarily cease and later resume work. **All Work shall be completed no later than December 15, 2012.**

Contractor will pay Owner liquidated damages in the amount of five hundred (\$500) dollars per day for each day beyond December 15, 2012, that the Work is not substantially complete.

## PRE-BID CONFERENCE

A pre-bid conference will be held for prospective bidders on October 17, 2012 beginning at 10:00 A.M. local time, at TerraGraphics office, 90 North Frontage Road, Deer Lodge MT, 59700 at the south entrance to the Deer Lodge Plaza. Directions to the pre-bid conference follow: From Interstate 90 (travelling south), take exit 184 toward Deer Lodge and immediately turn right onto the I-90 Business interchange, which turns into Main Street. Proceed approximately 0.5 miles and turn right onto the Frontage Road. Immediately turn right into the Deer Lodge Plaza parking lot. TerraGraphics' office is located at the south entrance to the Furniture Store. The pre-bid conference will be followed immediately by a walk-through of the work areas on the project site. **Both the pre-bid conference and the walk-through are mandatory: bidding contractors must attend.**

## QUESTIONS

For general questions, contact Brian Bartkowiak at (406) 841-5043. All questions about the meaning or intent of the Contract Documents are to be submitted in writing to and must be received by the Montana Department of Environmental Quality (DEQ), Remediation Division, in Helena, Montana, no later than 5:00 P.M. local time October 19, 2012. **Questions submitted by mail should be labeled: "Bid Questions, DEQ Contract No. 413010" and addressed to Bid Box, Attention: Brian Bartkowiak, P.O. Box 6969, Helena, MT 59604-6969.** Questions may also be e-mailed to [BBartkowiak@mt.gov](mailto:BBartkowiak@mt.gov). Responses to questions will be posted at <http://svc.mt.gov/gsd/onestop/SolicitationDefault.aspx> no later than 5:00 P.M. local time October 22, 2012. Choose "Environmental Quality" as the solicitation agency.

## CONTRACT DOCUMENTS

The Contract Documents shall include this Invitation for Bid, the Contract, Drawings, Special Provisions, Technical Specifications and the completed Bid Form.

## BID SUBMITTAL

Bids shall be submitted in accordance with Invitation For Bid, and with the laws of the State of Montana.

All workers employed in performance of the Work shall be paid prevailing wages at rates required by the Contract Documents and the laws of the State of Montana.

Bidders must ensure that employees and applicants for employment are not discriminated against

because of their race, color, religion, sex, or national origin.

The Montana Department of Environmental Quality is an equal opportunity employer.

### **AWARD OF CONTRACT**

If it is to be awarded, Owner intends to award this contract to the lowest responsive and responsible Bidder. Owner will give Successful Bidder a Notice of Award within 30 calendar days after the actual date of the opening of the Bids.

Owner reserves the right, in its sole discretion, to cancel the contract solicitation for this project, to reject any and all Bids, to postpone or refuse to award the Contract, to consider the Bid of another Bidder, to waive any and all informalities, and to take any other action it deems in the best interests of the State of Montana.

When Owner gives the Notice of Award to the Successful Bidder, it will be accompanied by at least three (3) unsigned copies of the attached Contract. Within five days after receipt of such notification (Saturdays, Sundays, and legal holidays excluded), Successful Bidder shall execute and deliver to Owner all copies of the Contract and certificates of insurance, all as required in the Contract Documents. As soon as possible and, in most cases, no later than 10 days thereafter, Owner will deliver one fully signed copy of the Contract to Contractor, along with the Notice to Proceed. Owner reserves the right in its sole discretion to postpone or refuse to issue the Notice to Proceed or to take any other action it deems to be in the best interests of the State of Montana.

The Bidder awarded this contract must comply with all labor standards, civil rights, equal employment opportunity, labor law, safety, and other applicable requirements in the State of Montana.

Within five (5) days after the effective date of the Agreement and before Contractor starts work, Contractor shall attend a pre-construction conference with Owner, Engineer, Surveyor, and others as appropriate to establish a working understanding among the parties as to the work. The purpose of the conference will be to discuss schedules, submittal procedures, safety requirements, communication protocols, contact information, roles, responsibilities, applications for payment, maintaining required records, and other matters related to the Project.

### **DEPARTMENT OF ENVIRONMENTAL QUALITY**

By: Richard H. Opper  
Director