

# Memorandum

To: Programs, Projects, and Operations Subcommittee

From: Eric Williams

Date: December 4, 2024

RE: Lied Bridge Debris Removal Bids

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The District collaborated with Lower Platte South NRD (LPSNRD) and Nebraska Game and Parks Commission (NGPC) to construct the MoPac Trail along the former Missouri Pacific Railroad line, including construction of a trail on the former railroad bridge across Platte River. This bridge is commonly referred to as the Lied Bridge, and normal operations and maintenance for the bridge and connecting trails segments are carried out by NGPC according to an Interlocal Agreement from 1996.

Following multiple high-water events in the Platte River during recent years, significant debris has accumulated on the upstream side of the structure. In September 2024, an amendment to the Interlocal Agreement was approved by the District, LPSNRD, and NGPC. This update specifies the scope of work for removal of debris, and equal financial contributions from each agency not to exceed \$200,000.

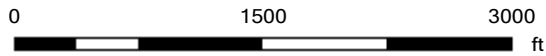
Sealed bids were solicited in November, with two (2) bids received and opened on December 3<sup>rd</sup>. Bids ranged from a total of \$83,500 to \$120,000 with the low bid from Final Grade Construction. Contract documents specify that the removal of debris will be completed by February 28, 2025.

- **Management recommends that the Subcommittee recommend to the Board of Directors that the General Manger be authorized to execute a construction contract with Final Grade Construction & Conservation, LLC in the amount of \$83,500 for Lied Bridge Debris Removal 2024, subject to changes deemed necessary by the General Manger and approval as to form by District Legal Counsel.**

# Lied Bridge Debris Removal 2024



Sarpv County GIS | Sarpv County, Nebraska



Map Scale 1: 18425

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Notes





**BID FORM**

PAPIO-MISSOURI RIVER NATURAL  
RESOURCES DISTRICT

Lied Bridge Debris Removal 2024  
Project No. 20241111

**ARTICLE 1 – BID RECIPIENT**

- 1.1 This Bid is submitted to:  
Papio-Missouri River Natural Resources District  
8901 South 154<sup>th</sup> Street, Omaha, NE 68138
- 1.2 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

**ARTICLE 2 – BIDDER’S ACKNOWLEDGEMENTS**

- 2.1 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

**ARTICLE 3 – BIDDER’S REPRESENTATIONS**

- 3.1 In submitting this Bid, Bidder represents that:
  - A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
_____	_____
_____	_____
_____	_____
_____	_____

- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.

- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.
- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Project Manager written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Project Manager is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

#### ARTICLE 4 – BIDDER'S CERTIFICATION

##### 4.1 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
  - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of any thing of value likely to influence the action of a public official in the bidding process;
  - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;

3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and
4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

**ARTICLE 5 – BASIS OF BID**

5.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

Item No.	Description	Unit	Estimated Quantity	Bid Unit Price	Bid Price
1	Removal of debris	Tons	800	83,500	
<b>Total of All Unit Price Bid Items</b>					<b>\$ 83,500</b>

Note: Division 2 – Site Work, Item 1.1.F. Work Times & Dates.

**Anticipated Completion Date**

1/14/2025

Bidder acknowledges that (1) each Bid Unit Price and Item Lump Sum includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and (2) estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents.

**ARTICLE 6 – TIME OF COMPLETION**

- 6.1 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before the dates or within the number of calendar days indicated in the Agreement.
- 6.2 Bidder accepts the provisions of the Agreement as to liquidated damages.

**ARTICLE 7 – ATTACHMENTS TO THIS BID**

- 7.1 The following documents are submitted with and made a condition of this Bid:
  - A. Required Bid security; and
  - B. List of Proposed Subcontractors.

**ARTICLE 8 – DEFINED TERMS**

- 8.1 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

**ARTICLE 9 – BID SUBMITTAL**

BIDDER: [Indicate correct name of bidding entity]

Final Grade Construction And Conservation LLC

By: [Signature]

[Printed name] Drew Jones

(If Bidder is a corporation, a limited liability company, a partnership, or a joint venture, attach evidence of authority to sign.)

Attest: [Signature]

[Printed name] Whitney Brazeal

Title: Admin

Submittal Date: 12/03/2024

Address for giving notices:

815 Mynard Rd Plattsmouth Ne 68048

Telephone Number: 402-672-7774

Fax Number: \_\_\_\_\_

Contact Name and e-mail address: Drew Jones  
drew@finalgradeconstruction.com

Bidder's License No.: \_\_\_\_\_  
(where applicable)

NOTE TO USER: Use in those states or other jurisdictions where applicable or required.