

LEGAL NOTICE/ INVITATION TO BID

OWNER: City of Gary
401 Broadway
Gary, IN 46402

PROJECT: Brother's Keeper New Shelter
2184 Washington Street
Gary, IN 46407

Sealed bids for a the Brother's Keeper New Shelter will be **received until 6/24/26, at 10 AM CST**. No bids will be accepted after that time. Bids will be opened and read aloud at a Board of Public Works and Safety Meeting ("BOW") at Public Safety Facility at 10 AM on 6/24/2026, 555 Polk Street Gary, IN.

Bids delivered in a sealed opaque envelope prior to 6/24 shall be delivered to: City of Gary, Division of Public Works, 401 Broadway, Gary, IN 46402. Bids delivered the day of opening (6/24) must be submitted at BOW meeting.

The project consists of all Work described by the Bidding Documents entitled "Brothers Keeper New Shelter". A Pre-Bid Meeting will be held on 6/11/26 at 2:00 PM CST in the Cleo Wesson Room and virtually at the following link:

Join: <https://teams.microsoft.com/meet/212161789373847?p=INHgJbutJv0GBEj7oZ>

Meeting ID: 212 161 789 373 847

Passcode: uu2ig9aF

All bidders are strongly urged to attend this Pre-Bid meeting.

More information and Bid documents are available at <https://www.gary.gov/public-notice> and the Cordogan Clark online planroom, at www.cordoganclarkplanroom.com. **Addendums and other pertinent information regarding the bids will only be sent to the bidders who have emailed an intent to bid statement to jsorber@cordoganclark.com with subject line "Brothers Keeper Bid Intent".**

Bids will not be considered unless they are accompanied by the following documents at the time of the Bid Opening:

1. Fully completed and executed State of Indiana Form 96.
2. A fully completed and executed Non-Collusion Affidavit of Prime Bidder, a copy of which is included as part of Form 96.
3. Bid Bond.
4. Bidder's current Affirmative Action Program.
5. Required MWBE Subcontractor Commitment Form.

The form must be fully completed and executed. No bids will be considered which are not based on these documents.

A certified check payable to the Controller of the City of Gary or a bid bond in an amount equal to ten (10) percent of the bid amount must accompany each bid. The Bidder awarded the contract will be required to provide separate Performance and Labor Material Bonds, each in the amount of one hundred (100%) percent of the Contract amount before commencing work. The Performance Bond and the Payment Bond shall remain in effect throughout the entire construction period.

Bid security of all except the two lowest responsive and responsible bidders will be returned within fourteen (14) days after the bid opening. The remaining bid securities will be returned after the successful bidder has executed the Contract, posted bond and provided required certificates of insurance. If the Contract is not executed, any bidder whose bid security has been retained may, after sixty (60) days following the opening of bids, request return of their bid security, provided he has not been notified of acceptance of their bid.

Any bid may be withdrawn prior to the scheduled time of the opening of bids or authorized postponement thereof. However, no bid may be withdrawn for sixty days after the scheduled time for opening, unless agreed to by the City of Gary.

Bidders shall include with their bid a complete subcontractor list stating all subcontractors to be awarded contracts on this project. Note: Only one subcontractor shall be assigned to each category or trade.

This project is funded in whole or in part by Community Development Block Grant Funds. The Contractor shall comply with all applicable federal, state, and local laws, regulations, and guidance governing the use of CDBG funds, including but not limited to U.S. Department of the Treasury regulations (31 CFR Part 35).

Contractor to comply with the following:

- A. Contracts for more than the simplified acquisition threshold currently set at \$150,000 must address administrative, contractual, or legal remedies in instances where contractors violate or breach contract terms, and provide for such sanctions and penalties as appropriate.
- B. All contracts in excess of \$10,000 must address termination for cause and for convenience by the non-Federal entity including the manner by which it will be effected and the basis for settlement.
- C. All contracts must meet the equal opportunity clause provided under 41 CFR 60-1.4(b), in accordance with Executive Order 11246, "Equal Employment Opportunity" (30 FR 12319, 12935, 3 CFR Part, 1964- 1965 Comp., p. 339), as amended by Executive Order 11375, "Amending Executive Order 11246 Relating to Equal Employment Opportunity," and implementing regulations at 41 CFR part 60, "Office of Federal Contract Compliance Programs, Equal Employment Opportunity, Department of Labor."
- D. Section 3 Requirements
- E. Contractor and all subcontractors will be required to comply with the Davis-Bacon Act (40 U.S.C. 3141-3148) as supplemented by Department of Labor regulations (29 CFR Part 5), including paying its workers every week and paying them at the hourly rates set by the U.S. Department of Labor.
 - I. Contractor and all subcontractors must comply with the Copeland "Anti-Kickback" Act (40 U.S.C. 3145) as supplemented by Department of Labor regulations (29 CFR Part 3, "Contractors and subcontractors on Public Building or Public work financed in whole or in part by loans or grants from the United States").
- F. Contractor and all subcontractors will be required to pay not less than one and one-half (1½) times the basic rate of pay for all hours worked in excess of forty (40) hours in a workweek, in accordance with the Contract Work Hours and Safety Standards Act (40 U.S.C. §§ 3701-3708). (40 U.S.C. 3701-3708).
- G. If the Federal award meets the definition of "funding agreement" under 37 CFR §401.2 (a) and the recipient or subrecipient wishes to enter into a contract with a small business firm or nonprofit organization regarding the substitution of parties, assignment or performance of experimental, developmental, or research work under that "funding agreement," the recipient or subrecipient must comply with the requirements of 37 CFR Part 401, "Rights to Inventions Made by Nonprofit Organizations and Small Business Firms Under Government Grants, Contracts and Cooperative Agreements," and any implementing regulations issued by the awarding agency.
- H. Contractor and all subcontractors will comply with all applicable provisions of the federal Water

Pollution Control Act and Clean Air Act.

- I. Contractor and all subcontractors must certify that they are not suspended or debarred from working on federally funded projects.
- J. Contractor and all subcontractors must certify that they will not and have not used any Federal funds to pay anyone to lobby or otherwise attempt to influence an officer or employee of any federal agency or any member, officer, or employee of Congress in connection with obtaining any Federal contract, grant, or other award of federal funds (Byrd Anti-Lobbying Amendment).
- K. Contractors must comply with section 6002 of the Solid Waste Disposal Act, as amended by the Resource Conservation and Recovery Act.
- L. Contractor is responsible for insuring that its subcontractors comply with all of the federal requirements stated above.

The Bidder must use good faith efforts to solicit appropriate local hiring, minority and women businesses for any purchases and subcontracting work, including complying with the requirements of 45 C.F.R. Section 75.330.

Pursuant to LC. 5-16-7.2-5, there is no wage scale provision for this project.

All Contractors must be licensed in the City of Gary. Information on licensing is available at <https://gary.gov>.

Upon signing the contract between the Contractor and the City of Gary, the work to be performed will start upon the Notice to Proceed.

The City of Gary reserves the right to accept or reject any or all bids or to waive any informalities in the bidding, should the Commission deem it to be in the public interest to do so.

END OF SECTION