

SECTION 00 41 00
BID FORM FOR CONSTRUCTION CONTRACT

PROJECT IDENTIFICATION

Project Name: 42nd Street
JEO Project No.: 250601.00

<u>Simon Contractors</u>	<u>09/03/2025</u>
NAME OF BIDDER	DATE

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 1—OWNER AND BIDDER

1.01 This Bid is submitted to:

**Scotts Bluff County Road Department
Attn: Steve Baird, Highway Superintendent
785 Rundell Road
Gering, NE 69341**

1.02 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—ATTACHMENTS TO THIS BID

2.01 The following documents are submitted with and made a condition of this Bid:

- A. Required Bid security;
- ~~B. List of Proposed Subcontractors;~~
- ~~C. List of Proposed Suppliers;~~
- ~~D. Evidence of authority to do business in the state of the Project; or a written covenant to obtain such authority within the time for acceptance of Bids;~~
- ~~E. Contractor's license number as evidence of Bidder's State Contractor's License or a covenant by Bidder to obtain said license within the time for acceptance of Bids;~~
- F. Required Bidder Qualification Statement with supporting data; and

ARTICLE 3—BASIS OF BID

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

Item No.	Description	Quantity	Unit	Unit Price	Total
BASE BID – 42nd Street					
1	Mobilization	1	LS		\$40,000.00
2	Bonding and Insurance	1	LS		\$5,137.20
3	Construction Staking	1	LS		\$2,000.00
4	Traffic Control	1	LS		\$3,000.00
5	Cold Milling, Class 3 (2")	6,411	SY	\$6.00	\$38,466.00
6	Asphaltic Concrete, Surface Course, Type SPR (2")	737	TON	\$200.00	\$147,400.00
7	Placement of Asphaltic Concrete for Driveways and Intersections	251	SY	\$70.00	\$17,570.00
8	Yellow 6" Permanent Pavement Marking Paint	2,604	LF	\$1.70	\$4,426.80
TOTAL BASE BID					\$258,000.00

- 3.02 Bidder acknowledges that:

- A. each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item, and
- B. estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all Unit Price Work will be based on actual quantities, determined as provided in the Contract Documents.

~~ARTICLE 4—BASIS OF BID—COST PLUS FEE~~

Deleted

~~ARTICLE 5—PRICE PLUS TIME BID~~

Deleted

ARTICLE 6—TIME OF COMPLETION

- 6.01 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.
- 6.02 Deleted
- 6.03 Deleted
- 6.04 Bidder accepts the provisions of the Agreement as to liquidated damages.

ARTICLE 7—BIDDER'S ACKNOWLEDGEMENTS: ACCEPTANCE PERIOD, INSTRUCTIONS, AND RECEIPT OF ADDENDA

7.01 *Bid Acceptance Period*

- A. 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.

7.02 *Instructions to Bidders*

- A. Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security.

7.03 *Receipt of Addenda*

- A. Bidder hereby acknowledges receipt of the following Addenda:

Addendum Number	Addendum Date

ARTICLE 8—BIDDER'S REPRESENTATIONS AND CERTIFICATIONS

8.01 *Bidder's Representations*

- A. In submitting this Bid, Bidder represents the following:
1. Bidder has examined and carefully studied the Bidding Documents, including Addenda.
 2. Bidder ~~has~~ is highly recommended to have 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.
 3. Bidder is familiar with all Laws and Regulations that may affect cost, progress, and performance of the Work.
 4. Bidder has carefully studied the reports of explorations and tests of subsurface conditions at or adjacent to the Site and the drawings of physical conditions relating to existing

surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, with respect to the Technical Data in such reports and drawings.

5. Bidder has carefully studied the reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, with respect to Technical Data in such reports and drawings.
6. 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 the Technical Data identified in the Supplementary Conditions or by definition, with respect to the effect of such information, observations, and Technical Data on (a) the cost, progress, and performance of the Work; (b) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, if selected as Contractor; and (c) Bidder's (Contractor's) safety precautions and programs.
7. Based on the information and observations referred to in the preceding paragraph, Bidder agrees that no further examinations, investigations, explorations, tests, studies, or data are necessary for the performance of the Work at the Contract Price, within the Contract Times, and in accordance with the other terms and conditions of the Contract.
8. 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.
9. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and of discrepancies between Site conditions and the Contract Documents, and the written resolution thereof by Engineer is acceptable to Contractor.
10. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for performance and furnishing of the Work.
11. The submission of this Bid constitutes an incontrovertible representation by Bidder that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.

8.02 *Bidder's Certifications*

A. The Bidder certifies the following:

1. 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.
2. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid.
3. Bidder has not solicited or induced any individual or entity to refrain from bidding.
4. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 8.02.A:

- a. Corrupt practice means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process.
- b. 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.
- c. 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.
- d. 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.

BIDDER hereby submits this Bid as set forth above:

Bidder:

Simon Contractors

(typed or printed name of organization)

By:

Steven D. Peck
(individual's signature)

Name:

Steven D. Peck

(typed or printed)

Title:

Operations Manager

(typed or printed)

Date:

09/03/2025

(typed or printed)

If Bidder is a corporation, a partnership, or a joint venture, attach evidence of authority to sign.

Attest:

Brooke Thomas
(individual's signature)

Name:

Brooke Thomas

(typed or printed)

Title:

Assistant Controller

(typed or printed)

Date:

09/03/2025

(typed or printed)

Address for giving notices:

PO Box 130 - 315 N. Dewey St., Suite 205

North Platte, NE 69101

Bidder's Contact:

Name:

Doug Stearley

(typed or printed)

Title:

Estimator/Project Manager

(typed or printed)

Phone:

308-532-8600

Email:

dstearley@simonteam.com

Address:

PO Box 130 - 315 N. Dewey St., Suite 205

North Platte, NE 69101

Bidder's Contractor License No.: (if applicable)

34711

SIMON CONTRACTORS

6215 Clear Creek Pkwy
 Cheyenne, WY 82007
 (307) 635-9005

**SIMON CONTRACTORS****DIRECTORS / OFFICERS AS OF AUGUST 20, 2025**

COMPANIES		DIRECTORS	OFFICERS	
NAME	SHAREHOLDERS		NAME	POSITION
1 SIMON CONTRACTORS 6215 Clear Creek Pkwy Cheyenne, WY 82007 Incorp: Wyoming 10/26/1994 <div>EIN 83-0310227</div>	COLAS INC. (100%) 1,000 Shares \$1 Par Value	1. MARCUS LEAVITT 2. LESLIE EDWARDS	1. BRETT BAKER 2. TREVOR TIPOTSCH 3. ARNAUD CHABENAT 4. ANTHONY L. MARTINO, II 5. PAMELA M. CLAYMON 6. APRIL COUFAL 7. SANSANEE ECKMAN 8. BROOKE THOMAS 9. STANLEY SUGDEN 10. ERIN E. NEMEC 11. DOMINIC M. WILLIAMS * STEVEN D. PECK (10M) * RODNEY E. LANKA (10M) * JACOB JOHN HEPP (10M) * ADAM BAUER (10M) * DARREN L. GEBHART (10M) * LESLIE M. ARNO (10M) * IVY M. FOSTER (10M) * GARRET AMAN (10M) * CHERYL GUSTAFSON (10M) * KENT SHIRLEY (5M) * BLAKE A. OLMSTEAD (5M) * ZACHARY T. AHLSTROM (5M)	CHAIRMAN OF THE BOARD PRESIDENT VICE PRESIDENT & CFO SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY * By Appointment To Execute Contracts
2 SIMON CONTRACTORS OF SOUTH DAKOTA INC. 3975 Sturgis Rd. Rapid City, SD 57702 Incorp: South Dakota 3/2/1995 <div>EIN 46-0436912</div>	SIMON CONTRACTORS (100%) 1,000 Shares \$1 Par Value	1. MARCUS LEAVITT	1. TREVOR TIPOTSCH 2. ARNAUD CHABENAT 3. ANTHONY L. MARTINO, II 4. SANSANEE ECKMAN 5. APRIL COUFAL 6. ERIN E. NEMEC 7. DOMINIC M. WILLIAMS * DARREN L. GEBHART (10M) * ADAM BAUER (10M) * IVY M. FOSTER (10M) * GARRET AMAN (10M) * CHERYL GUSTAFSON (10M)	PRESIDENT VICE PRESIDENT & CFO SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY * By Appointment To Execute Contracts
3 McATEE CONSTRUCTION COMPANY P.O. Box 1908 220 Edwards Ave. Sterling, CO 80751 Incorp: Colorado 4/1/2002 <div>EIN 68-0496437</div>	SIMON CONTRACTORS (100%) 1,000 Shares \$1 Par Value	1. MARCUS LEAVITT	1. TREVOR TIPOTSCH 2. ARNAUD CHABENAT 3. ANTHONY L. MARTINO, II 4. PAMELA M. CLAYMON 5. SANSANEE ECKMAN 6. APRIL COUFAL 7. BROOKE THOMAS 8. STANLEY SUGDEN * RODNEY E. LANKA (10M) * STEVEN D. PECK (10M) * JACOB JOHN HEPP (10M) * DARREN L. GEBHART (10M) * LESLIE M. ARNO (10M) * JEFFERY A. HARMS (5M)	PRESIDENT VICE PRESIDENT & CFO SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY ASSISTANT SECRETARY * By Appointment To Execute Contracts
SIMON CONTRACTORS OF WYOMING, INC.	MERGED INTO SIMON CONTRACTORS ON 12/31/2006			