

October 1, 2021

INVITATION TO BIDDERS

Sealed Bids, in duplicate, addressed to Brazoria County Municipal Utility District No. 40, Attention: Ms. Alicia Skinner, President, Board of Directors, will be received at the office of the Engineer, LJA Engineering, Inc., 1904 West Grand Parkway North, Suite 120, Katy, Texas 77449, until 10:00 a.m., Local Time, Tuesday, October 19, 2021, and then publicly opened and read for "Construction of the Lake "D" Phase 4 to Serve Pomona for Brazoria County Municipal Utility District No. 40, Brazoria County, Texas". Bidders may elect to submit bids electronically via <https://bids.lja.com>. To attend the Bid Opening by telephone, dial 346.202.6170, enter Conference ID 470 515 212#.

Scope of Work of the Contract includes the following: construction of lake/detention improvements.

Bids received after the closing time will be returned unopened. A non-mandatory audio pre-bid conference will be held on Tuesday, October 12, 2021, at 10:30 a.m. Local Time. To attend the audio non-mandatory pre-bid conference, dial 346.202.6170, enter Conference ID 102 829 960#.

Each Bid must be accompanied by a Bid Bond or a certified or cashier's check, acceptable to the Owner, in an amount not less than five percent (5%) of the total amount Bid, as a guarantee that the successful bidder will enter into the Contract and execute the Bonds on the forms provided, and provide the required insurance certificates within seven (7) days after the date Contract Documents are received by the Contractor. If a certified or cashier's check is provided, the successful bidder shall deliver, at the bid opening address, the *original* certified or cashier's check within twenty-four (24) hours of receipt of the bid opening.

Bidding documents may be examined at LJA Engineering, Inc., AGC of Texas, Construct Connect, and Amtek or may be obtained by prospective bidders or suppliers upon payment of ninety-five Dollars (\$95.00 non-refundable plus cost of delivery) (\$50.00 for electronic copy) for each set of documents at LJA Engineering, Inc., 1904 West Grand Parkway North, Suite 120, Katy, Texas 77449 or at <https://bids.lja.com>.

A Bidder submitting electronic Bids must submit its Bid and bid securities in compliance with Owner's Order Adopting Section 49.2731 Electronic Bidding Rules and all electronic Bids and bid securities must be submitted through <https://bids.lja.com>. Bidders must register and obtain bidding documents on this website for the required payment amount (if any) to submit an electronic bid.

By submitting a Bid, Bidder acknowledges and agrees that the Contract Documents may be accepted, executed or agreed to through the use of an Electronic Signature, as defined by and in accordance with Owner's Electronic Signature Rules for Construction Contracts.

The Owner reserves the right to reject any or all Bids and to waive all defects and irregularities in bidding or bidding process except time of submitting a Bid. The Successful Bidder, if any, will be the responsible Bidder which in the Board's judgment will be most advantageous to the District and result in the best and most economical completion of the Project.

The requirements of Subchapter J, Chapter 552, Government Code, may apply to this Bid and/or Contract and the Contractor agrees that the Contract can be terminated if the

Contractor knowingly or intentionally fails to comply with a requirement of that subchapter.

Brazoria County Municipal Utility District No. 40