WILCOX DRAIN
BAY COUNTY, MICHIGAN

Notice of Letting of Contract, Day of Review for Apportionment and Day of Review for Adding Lands to the Drainage District

NOTICE IS NOW GIVEN, that I, Joseph Rivet, Drain Commissioner for the County of Bay and State of Michigan, at the Office of the Bay County Drain Commissioner, Bay County Building, 515 Center Ave., Suite 601 Bay City, MI, 48708 will receive sealed bids until **10:00 a.m., local time, on Tuesday, February 25, 2014,** when bids will be publicly opened and read aloud for the construction of a certain drain known and designated as the Wilcox Drain, located and established in the Township of Monitor, in said County.

In construction of said drain, the following approximate quantities and type of pipe, along with appurtenances, will be required and a contract let for the same:

	Estimated Quantity	Unit	Description
WILCOX DRAIN			
OPEN DRAIN CONSTRUCTION			
1.	1,070	Lin. Ft.	Open Channel Excavation - 10' Drain Bottom
2.	1,260	Lin. Ft.	Open Channel Excavation - 8' Drain Bottom
3.	5,138	Lin. Ft.	Channel Cleanout & Grubbing
4.	2035	Lin. Ft.	Spoil Leveling
5.	5498	Lin. Ft.	Spoil Hauling
6.	1	Lump Sum	Site Clearing and Debris Management
CROSSINGS (Furnish and Install) - MAIN BRANCH			
NO. 1 - STATION 13+90 - Road Crossing - Mackinaw Road & Mitrzyk, R. & V. (Bituminous)			
7.	1	Lump Sum	Cleanout Existing Structure
NO. 2 - STATION 18+20 -Drive Crossing - Evans, P.E. & Engel, J. (Bituminous)			
8.	68	Lin. Ft.	128" Span x 83" Rise C.M.P.A.
NO. 3 - STATION 23+87 - Drive Crossing - Trinklein, L. & N. (Gravel)			
9.	60	Lin. Ft.	128" Span x 83" Rise C.M.P.A.
NO. 4 - STATION 28+05 - Road Crossing - North Union Road (Bituminous)			
10.	80	Lin. Ft.	128" Span x 83" Rise C.M.P.A.
NO. 5 - STATION 41+69 - Railroad Crossing - Huron and Eastern Railroad			
11.	1	Lump Sum	Cleanout Existing Structure
12.	1	Lump Sum	Headwall Repair
NO. 6 - STATION 46+90 - Drive Crossing - Oswald, M.A. (Gravel)			
13.	56	Lin. Ft.	128" Span x 83" Rise C.M.P.A.
NO. 7 & 8 - STATION 53+46 - Enclosure - Mackinaw and Midland Road			
14.	405	Lin. Ft.	128" Span x 83" Rise C.M.P.A. (Poly-Coated - 12 Ga., 1" X 3" Corr.)
15.	3	Each	4' Dia. Manhole/Catchbasin
NO. 9 - STATION 58+77 - Drive Crossing - Weiss, T. & T. (Gravel)			
16.	52	Lin. Ft.	128" Span x 83" Rise C.M.P.A.
NO.10 - STATION 86+12- Highway Crossing - U.S. 10			
17.	1	Lump Sum	Cleanout Existing Structure
NO. 11 - STATION 104+24- Road Crossing - Straights Drive			

18.	1	Lump Sum	Cleanout Existing Structure
SOIL EROSION AND SEDIMENT CONTROL			
19.	200	Sq. Yds.	Misc. Plain Rip-Rap Protection
20.	400	Sq. Yds.	Toe of Slope Rip-Rap Protection
21.	125	Lin. Ft.	Plain Rip-Rap Spillway
22.	125	Lin. Ft.	Grass Spillway
23.	21	Each	Cobblestone Splash Pad
24.	5	Each	4" Field Tile Outlet Repair
25.	5	Each	6" Field Tile Outlet Repair
26.	4	Each	8" Field Tile Outlet Repair
27.	4	Each	10" & 12" Field Tile Outlet Repair
28.	2	Each	15" Field Tile Outlet Repair
29.	1	Each	15" Surface Outlet Tube
30.	9,568	Lin. Ft.	Ditch/Spoil Bank Seeding Fertilizing and Mulching
31.	1,200	Sq. Yds.	N.A.G. C-150 Erosion Control Blanket
MISCELLANEOUS			
32.	1	Lump Sum	Traffic Control
33.	1	Lump Sum	Cleanup and Restoration

Plans and Bidding Documents may be picked up beginning **Monday, February 10, 2014**, at the Office of the Bay County Drain Commissioner, Bay County Building, 515 Center Ave., Suite 601 Bay City, MI, 48708.

A mandatory pre-bid conference will be held at **10:00 AM** on **Tuesday of February 18, 2014** at the office of the Bay County Drain Commissioner, Bay County Building, 515 Center Ave., Suite 601, Bay City, MI, 48708. It is a requirement that any prospective bidder attend this meeting. Representatives of the Owner and Professional will be present to discuss the project. **Attendance is required for sealed bids to be accepted.** The Professional will transmit to all prospective bidders of record an Addendum as the Professional considers necessary in response to questions arising at the conference. Oral statements may not be relied upon and will not be binding or legally effective.

Contracts will be made with the lowest responsible bidder giving adequate security for the performance of the work in the sum as specified in the bidding documents, reserving to myself the right to reject any and all bids and to adjourn such bid letting to such time and place as I shall publicly announce.

The date for completion of such contract, and the terms of payment are contained in the contract specifications. Any responsible person wanting to bid on the above-mentioned work will be required to deposit Bid Surety in the amount specified in the bidding documents as a guarantee that they will enter into a Contract and furnish the required bonds as prescribed by the contract specifications and applicable law. All bids shall remain open for one hundred twenty (120) days after the day of the bid opening, but I reserve the right at my sole discretion to release any bid and bid security before that date.

NOTICE IS FURTHER GIVEN, that I, Joseph Rivet, Drain Commissioner for the County of Bay and State of Michigan, on **Tuesday, March 18, 2014, from 9:00 a.m. until 5:00 p.m. local time,** at the Office of the Bay County Drain Commissioner, Bay County Building, 515 Center Avenue, Suite 601, Bay City MI, will take public input to determine if the following lands, as in whole or in part, described below should be added to the Wilcox Drain Drainage District

Parcel #'s: 100-015-100-010-00; 100-016-200-055-00; 100-016-400-040-03; 100-016-300-040-00; 100-016-400-040-04; 100-016-400-040-02; 100-015-100-030-00; 100-015-300-030-02; 100-015-300-020-00

The Drain Code (P.A 40 of 1956, as amended) provides that any person feeling aggrieved by the determination may institute an action in the Circuit Court in the county in which they reside for a determination of whether the decision to add property to the drainage district is supported by substantial

material and competent evidence. This action must be filed within 10 days after the order to revise the drainage district boundaries.

NOTICE IS FURTHER GIVEN, that on **Tuesday, March 18, 2014**, at the Office of the Bay County Drain Commissioner, Bay County Building, 515 Center Ave., Suite 601 Bay City, MI, 48708, Michigan or at such time and place thereafter, to which I, the Bay County Drain Commissioner or my designated representative may adjourn the same, a day of review will be conducted to review tentative apportionments for benefits received and lands comprised within the Wilcox Drain and said tentative apportionments and lands will be subject to review on said day from 9:00 a.m. until 5:00 p.m. local time.

At the meeting to review the apportionment of benefits, the Drain Commissioner will have available to review the tentative apportionments against parcels and municipalities within the drainage district. The computation of cost of construction of the Drain will also be open for public inspection by any parties interested.

The drain assessments against land in the drainage district will be collected in the same manner as property taxes. If the drain assessments against land are collected by installment, the landowner may pay the assessments in full with any interest to date at any time and thereby avoid further interest charges. Please contact the office of the Bay County Drain Commissioner with any questions about payments of drain assessments.

Pursuant to Section 155 of the Michigan Drain Code of 1956, as amended, any owner of land within the special assessment district for the WILCOX DRAIN or any municipality aggrieved by the apportionments of benefits made by the Drain Commissioner may, within ten (10) calendar days of **March 18, 2014**, make application to the Bay County Probate Court for appointment of a Board of Review.

The following is a condensed description of the land constituting the Wilcox Drain Drainage District. The description of the area that is served by the Wilcox Drain and Branches consists of lands situated in Sections 16, 21, 22, 27, 28, 32, 33 and 34, T.14N.-R.4E. and T.15N.-R.4E. Monitor Township, Bay County, Michigan.

<u>Monitor Township T.4N. and 5N.-R.4E. Bay County, Michigan.</u>

In Section 16- The East 1/2 of the Southeast 1/4 of the Section.

In Section 21- The East 1/2 of the Section, and the East 1/2 of the Southwest 1/4 of the Section, and the Southeast 1/4 of the Northwest 1/4 of the Section.

In Section 22- The Southwest 1/4 of the Section and the West 1/2 of the South 1/2 of the Northeast 1/4 of the Section and the South 1/2 of the Northwest 1/4 of the Section and the West 1/2 of the Northwest 1/4 of the Northwest 1/4 of the Section.

In Section 27- The West 1/2 of the Section.

In Section 28- The South 1/2 of the Section, and the Northeast 1/4 of the Section, and the East 1/2 of the Northwest 1/4 of the Section and the South 1/2 of the West 1/2 of the Northwest 1/4 of the Section.

In Section 32- The East 1/2 of the Northeast 1/4 of the Section.

In Section 33- The North 1/2 of the Section and the Northeast 1/4 of the Southwest 1/4 of the Section and the Northwest 1/4 of the Southeast 1/4 of the Section.

In Section 34- The Northwest 1/4 of the Northwest 1/4 of the Section.

The following is a listing of the Public Corporations to be assessed at large for a portion of the cost of constructing said drain: MICHIGAN DEPARTMENT OF TRANSPORTATION, MONITOR

TOWNSHIP, COUNTY OF BAY (for benefit to county roads) and BAY COUNTY ROAD COMMISSION

NOW THEREFORE, all owners and persons interested in the above-described special assessment district are hereby notified that, at the time and place aforesaid, or at such time and place thereafter to which said bid letting may be adjourned, I shall proceed to receive bids for the construction of the WILCOX DRAIN, in the manner hereinbefore stated, and, also, that at such time and place as stated above from 9:00 a.m. until 5:00 p.m. local time, the apportionment of benefits for the lands comprised within WILCOX DRAIN special assessment district will be subject to review.

Proceedings conducted at the pre-bid conference, bid opening and day of review are subject to the Michigan Open Meetings Act. Persons with disabilities needing accommodations for effective participation should contact Joseph Rivet, the Bay County Drain Commissioner at (989) 895-4290, or through the Michigan Relay Center at (800) 649-3777 (TDD) at least fourteen (14) days before each meeting to request mobility, visual, hearing or other assistance.

AND YOU AND EACH OF YOU, owners and persons interested in the aforesaid lands and Public Corporations are cited to appear at the time and place of such bid letting and day of review of apportionments aforesaid, and be heard with respect to such special assessments and your interests in relation thereto, if you so desire.

The review of apportionments is consistent with Section 154 of the Michigan Drain Code of 1956, as amended.

Joseph Rivet
Bay County Drain Commissioner