



## **INVITATION TO BID**

### **I. Project**

MaxxSouth Pontotoc: Rural Fiber to the Home Construction Project

### **II. Contact Information**

Tom Bailey  
Director Technical Operations and Construction  
MaxxSouth Broadband  
105 Allison Cove  
Oxford, MS 38655  
Telephone (662) 638-6866  
Email [tom.bailey@maxxsouth.com](mailto:tom.bailey@maxxsouth.com)

### **III. Project Description**

Fiber-to-the-Home project to rural unserved areas of Pontotoc and Union County, Mississippi utilizing mostly existing power company poles for aerial construction. This project consists of 97.78 miles of fiber optic cable and will pass a total of 886 potential customers. Initial service offerings will be up to 1 gig and will be expandable to 10 gig.

### **IV. Process for Bid Evaluation and Contract Award**

It is the intent of MaxxSouth Broadband to enter into an agreement with the most suitable Contractor(s) to complete this project. The basis for contract award to be awarded to the responsive, responsible bidder submitting the lowest/best bid. Once a Contractor(s) has been selected, MaxxSouth will enter into contract negotiations.

All procurements for the project must be done in accordance with the regulation 2 CFR § 200.318-327 including those listed in the SACs National Telecommunications and Information Administration (NTIA) Broadband Infrastructure Program (BIP) including:

2 C.F.R. 200.322, Domestic preference for procurements (Buy American)

2 C.F.R. 200.321, Contracting with Small and Minority Businesses, Women's Business Enterprises, and Labor Surplus Area Firms

Any contractor(s) should also take the affirmative steps regarding contracting with small and minority businesses, women's business enterprises or labor surplus firms.

Contractors will submit their bid per the outline of Section D – Format of Bid of Exhibit A - Project Overview

MaxxSouth Broadband will select a team to review and evaluate all bids received. If needed, MaxxSouth Broadband may schedule interviews to determine the most qualified Contractor.

#### V. Schedule

- Invitation to Bid Issued January 16, 2023
- Quotes are Due January 30, 2023 by 3:00 PM
- Bids will be opened and reviewed January 31, 2023 at 9:00AM by John Wuerdeman, GM/VP; Tom Bailey, Director Technical Operations; James Koon, Construction Manager; Raquel Liles, Administrative Assistant in the conference room of the Oxford Administrative office.

MaxxSouth Broadband  
105 Allison Cove  
Oxford, MS 38655

#### VI. Submittal Requirements

Contractor shall submit an electronic bid to Tom Bailey at [tom.bailey@maxxsouth.com](mailto:tom.bailey@maxxsouth.com) no later than 3:00 PM on January 30, 2023. Bids will remain sealed until this deadline. Bids received after 3:00 PM will not be accepted.

MaxxSouth Broadband reserves the right to reject any or all bids submitted, or to waive any minor formalities of this bid if, in the judgment of the company, the best interest of the community would be served.

#### VII. Other Information

Vendors should supply documentation to support terms and conditions, vendor certifications, and contract provisions required under 2 CFR 200 procurement regulations for:

- Contract provisions of compliance with the Solid Waste Disposal Act Section 6002 as amended by the Resource Conservation and Recovery Act.
- Any other contract provisions included in 2 CFR Appendix II to Part 200—Contract Provisions for Non-Federal Entity Contracts Under Federal Awards.

The executed contract must comply with Appendix II of 2 CFR 200. (Appendix II to Part 200 - 2022). <https://www.ecfr.gov/current/title-2/subtitle-A/chapter-II/part-200/appendix-Appendix%20II%20to%20Part%20200>)

- Bid Guarantee

To insure federal interest is adequately protected per 2 CFR 200.326 the awarded contractor will supply:

- a. bid guarantee equivalent to five percent of the bid price. The "bid guarantee" must consist of a firm commitment such as a bid bond, certified check, or other negotiable instrument accompanying a bid as assurance that the bidder will, upon acceptance of the bid, execute such contractual documents as may be required within the time specified.
- b. performance bond on the part of the contractor for 100 percent of the contract price. A "performance bond" is one executed in connection with a contract to secure fulfillment of all the contractor's requirements under such contract.
- c. payment bond on the part of the contractor for 100 percent of the contract price. A "payment bond" is one executed in connection with a contract to assure payment as required by law of all persons supplying labor and material in the execution of the work provided for in the contract."

Firms that intend to submit a bid should notify Tom Bailey at [tom.bailey@maxxsouth.com](mailto:tom.bailey@maxxsouth.com) via email to request to be added to the "Intent to Submit" list. Individuals on this list will be notified of any addenda to the ITB Request for clarification: To ensure all proposers receive consistent and accurate information, questions regarding this bid will only be accepted through email.

Questions will be responded to in email format and all proposers on the Intent to Submit List will be copied on the response. Deadline for questions will be January 20, 2023 at 3:00 PM.

Questions regarding this Request for Bid should be directed to:

Tom Bailey  
Director Technical Operations and Construction  
Email [tom.bailey@maxxsouth.com](mailto:tom.bailey@maxxsouth.com)

DATED January 16, 2023.

MaxxSouth Broadband

A handwritten signature in black ink, appearing to read "John Wuerdeman", followed by a long horizontal line extending to the right.

John Wuerdeman  
Vice President and General Manager