

**MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT**

**PROPOSAL FOR EQUIPMENT RENTAL**

**MARCH 12, 2021  
1:00 P.M.**



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Prepared by:

Middle-Snake-Tamarac Rivers Watershed District  
453 North McKinley Street  
P.O. Box 154  
Warren, Minnesota 56762  
[www.mstrwd.org](http://www.mstrwd.org)  
218-745-4741

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## NOTICE TO CONTRACTORS

Notice is hereby given that sealed bids will be received at the office of the Middle-Snake-Tamarac Rivers Watershed District, 453 North McKinley Street, Warren, Minnesota 56762 until **1:00 o'clock PM on March 12, 2021** for the rental of fully operated excavation equipment. Proposals are being requested for tractors, mowers, draglines, dozers, scrapers, blades and crawler mounted draglines or backhoes.

The works to be done consists of, but is not limited to, mowing, the clearing and disposal of trees and brush, the removal of sediment from drainage channels, disposal of rocks, the construction of dikes, the installation of culverts, and the leveling of spoil banks. The work required and the locations of the work will be designated by the Engineer of the District (henceforth "Engineer").

The equipment must be modern and in good operating condition and furnished with capable and experienced operators. Deficient operations or maintenance which results in reduced production or poor workmanship will be cause for contract cancellation.

All equipment proposed will be considered and evaluated based on many factors including but not limited to the following: price, horsepower, machine rating, machine weight, track length, track width, track gauge, buckets available, boom lengths available, counter weights available and other factors.

Work will be paid by the hour and payment will be based on the actual time worked, except where bids in mileage are requested and work is approved by the District Engineer to be billed by mile prior to commencement of work. The minimum hours per week will be 40 unless delayed by weather or equipment operating problems.

The District may cancel the contract at any time without cause by paying a demobilization payment of five hours' rental rate for each type of equipment authorized for use by the Engineer. The contractor may cancel the contract at any time without cause but forfeits the right to any mobilization or demobilization payments.

Demobilization and mobilization payments will not be paid unless agreed upon by the Engineer prior to the commencement of the work, except when work is canceled by the District. If mobilization or demobilization payments are agreed to, the mobilization and demobilization payment will be included in the last payment for hourly work satisfactorily completed.

The type of equipment best suited for each project is dependent on the weather and other unknown job conditions. The District intends to rent equipment which in its opinion, will perform the required work at the least cost. Its evaluation factors will depend on conditions expected and encountered which will likely change along the course of the work. The District will release and rent different equipment from time to time as it deems necessary to economically perform the required work.

The contractor, in making this proposal, promises to furnish the equipment listed for the prices shown subject to its availability. Contractor does not promise to make or keep the equipment available to the District. Contractor understands, however, the equipment availability may be a factor in the District's evaluation of equipment.

The contractor will be required to furnish to and maintain with the District current certificates of workmen's compensation insurance and liability insurance.

The Middle-Snake-Tamarac Rivers Watershed District reserves the right to reject any and all bids and to award contracts to other than the apparent low bidder.

Dated at Warren, Minnesota this 1st day of February, 2021.

  
\_\_\_\_\_  
Roger Mischel, Secretary *by KH*

## BIDDING REQUIREMENTS

- 1) Bids will be received by the **Board of Managers of the Middle-Snake-Tamarac Rivers Watershed District** at the District office at 453 North McKinley Street in Warren, Minnesota until **1:00 o'clock PM, March 12, 2021** and then at said office publically opened and read.
- 2) All bids must be submitted on proposal forms furnished by the Middle-Snake-Tamarac Rivers Watershed District. Proposal forms will be issued to prospective bidders upon request.
- 3) The Bidder shall specify an hourly rate for each item of equipment he wishes to be considered, except where bids by mileage are requested. The Bidder shall also show the equipment specifications in the space provided for that purpose, together with any additional information he may want considered. All figures shall be in ink or typed.
- 4) Each proposal shall be delivered in a sealed envelope, so marked as to clearly identify the Bidder(s) and the project being bid. All proposals shall be received and filed prior to the time and at the place specified in the Advertisement for Bids.
- 5) All bids will remain open through the 2021 construction season.
- 6) After the proposals are opened and read, they will be compared on the basis of the unit price, horse power, machine rating, machine weight, track length, track width, track gauge, buckets available, reach length counterweights available and other factors which relate to the probable performance for any specific job. The right is reserved to reject any or all proposals, to waive defects and technicalities, or to advertise for new proposals.
- 7) The award of the contract(s), if any be awarded, will be made from time to time for various jobs to the person who in the opinion of the district has the equipment available to accomplish the job for the lowest cost and who complies with the prescribed requirements.
- 8) The District may make such investigations as deemed necessary to determine the ability of the BIDDER or perform the work and the BIDDER may be required to furnish the District in writing before the contract is awarded him, that he has or will provide suitable equipment, and labor necessary for each of the different kinds of work which may be required by the contract. The District reserves the right to reject any bid if such BIDDER fails to satisfy the District that he is qualified to carry out the Work to be required by the Contract.
- 9) The Bidder(s) to whom the contract(s) is (are) to be awarded will be required to execute the contract(s) and furnish the required Certificates of Insurance within 14 Calendar days from the date the NOTICE OF AWARD is delivered to the Bidder. In the event the Bidder fails to execute the contract in the prescribed time, the District may consider the Bidder in default.
- 10) The District within 7 Calendar days of the receipt of certificates showing insurance coverage and the contract signed by the party to whom the contract was awarded shall sign the contract and return to such party an executed duplicate to the contract.
- 11) Incomplete bids will not be considered.
- 12) **The Bidder is required to be registered with the Minnesota Department of Labor and Industry. Examples of construction contractors who must comply with the law: individual independent contractors; businesses registered with the Secretary of State, such as limited liability companies, corporations and partnerships; and other types of business entities that perform building construction or improvement services. Additional information can be found on the Department of Labor and Industry website: [www.dli.mn.gov](http://www.dli.mn.gov)**

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT  
MARSHALL, POLK, KITTSOON, PENNINGTON, AND ROSEAU COUNTIES, MINNESOTA

PROPOSAL FOR EQUIPMENT RENTAL

TO: Secretary, MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL OF

\_\_\_\_\_  
(Name)

\_\_\_\_\_  
(Street Address)

\_\_\_\_\_  
(Address)

\_\_\_\_\_  
(Federal ID # or SS #)      \_\_\_\_\_  
(Phone)

\_\_\_\_\_  
(Fax)      \_\_\_\_\_  
(Cell)

\_\_\_\_\_  
(Email)

To furnish all labor and equipment in accordance with the request for proposal for equipment rental for works under the jurisdiction of the Board of Managers of the Middle-Snake-Tamarac Rivers Watershed District during the 2021 construction season, for which proposals will be received at the office of the Middle-Snake-Tamarac Rivers Watershed District 453 North McKinley Street, Warren, Minnesota until **1:00 o'clock PM, on March 12, 2021.**

In accordance with the advertisement inviting proposals for equipment rentals:  
I hereby certify that I am the only person interested in this proposal as principle.  
I have examined the request for proposals and the specifications and conditions and understand that these will form the basis of a contract.

I agree to comply with provisions of Minnesota statutes 1965, Section 181.59 concerning discrimination for reasons of race, creed or color.

I propose to furnish the equipment listed on the attached pages for the unit prices shown thereon and that the equipment used, the amount type, and location of work will be designated by the Engineer.

DATE: \_\_\_\_\_ SIGNED: \_\_\_\_\_

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**DOZER**

(Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Shoe Width</b>	<b>Base Width</b>	<b>Operating Weight</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**DOZER**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Shoe Width</b>	<b>Base Width</b>	<b>Operating Weight</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**DOZER**

(Page 3)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Shoe Width</b>	<b>Base Width</b>	<b>Operating Weight</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature



MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**DOZER**

(Page 4)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Shoe Width</b>	<b>Base Width</b>	<b>Operating Weight</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

**PROPOSAL FOR EQUIPMENT RENTAL**  
**BACKHOE**  
 (Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

ENGINE	HP	Track Length	Bucket	Bucket Weight	Counter Weight (Lbs)	Operating Weight	Max Horizontal Reach

SPECIAL OR OPTIONAL EQUIPMENT:	Rate:

Is this backhoe equipped with a laser?  
 If so, is this laser included in the rental rate?

Other Considerations:

\_\_\_\_\_  
 Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**BACKHOE**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

ENGINE	HP	Track Length	Bucket	Bucket Weight	Counter Weight (Lbs)	Operating Weight	Max Horizontal Reach

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Is this backhoe equipped with a laser?  
 If so, is this laser included in the rental rate?

Other Considerations:

\_\_\_\_\_  
 Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**BACKHOE**

(Page 3)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Bucket</b>	<b>Bucket Weight</b>	<b>Counter Weight (Lbs)</b>	<b>Operating Weight</b>	<b>Max Horizontal Reach</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Is this backhoe equipped with a laser?  
 If so, is this laser included in the rental rate?

Other Considerations:

\_\_\_\_\_  
 Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**BACKHOE**

(Page 4)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Bucket</b>	<b>Bucket Weight</b>	<b>Counter Weight (Lbs)</b>	<b>Operating Weight</b>	<b>Max Horizontal Reach</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Is this backhoe equipped with a laser?  
 If so, is this laser included in the rental rate?

Other Considerations:

\_\_\_\_\_  
 Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL  
**SCRAPER**

(Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Bowl</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**SCRAPER**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Bowl</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**SCRAPER**

(Page 3)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Bowl</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature



MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**SCRAPER**

(Page 4)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour):</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Bowl</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL  
**DRAGLINE**

(Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

ENGINE	HP	Track Length	Bucket	Bucket Weight	Counter Weight (Lbs)	Operating Weight	Max Horizontal Reach

SPECIAL OR OPTIONAL EQUIPMENT:	Rate:

Other Considerations:

\_\_\_\_\_  
 Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**DRAGLINE**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>ENGINE</b>	<b>HP</b>	<b>Track Length</b>	<b>Bucket</b>	<b>Bucket Weight</b>	<b>Counter Weight (Lbs)</b>	<b>Operating Weight</b>	<b>Max Horizontal Reach</b>

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**MOWER**

(Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>MOWER WIDTH:</b>			
<b>RENTAL RATE (Per Hour)</b>			
<b>RENTAL RATE (Per Pass, Per Mile)</b>			

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**MOWER**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>MOWER WIDTH:</b>			
<b>RENTAL RATE (Per Hour)</b>			
<b>RENTAL RATE (Per Pass, Per Mile)</b>			

<b>SPECIAL OR OPTIONAL EQUIPMENT:</b>	<b>Rate:</b>

Other Considerations:

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**OTHER**

(Page 1)

I Propose to furnish the following equipment at the rate specified:

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

\_\_\_\_\_  
Signature

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

PROPOSAL FOR EQUIPMENT RENTAL

**OTHER**

(Page 2)

I Propose to furnish the following equipment at the rate specified:

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

<b>TYPE OF EQUIPMENT:</b>			
<b>MAKE:</b>		<b>MODEL:</b>	
<b>YEAR:</b>		<b>SERIAL #</b>	
<b>RENTAL RATE (Per Hour)</b>			

\_\_\_\_\_  
Signature

SPECIFICATIONS FOR EQUIPMENT RENTAL  
MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

SCOPE OF WORK

The work to be done under this agreement includes the furnishing of all labor, material, tools, supplies, equipment and appurtenances necessary to accomplish the described work. This includes, but is not limited to, removal of trees and brush, removal of sediment from channels, the disposal of rocks, the leveling of spoil banks the construction of dikes, and the installation of culverts.

DEFINITIONS

For purposes of these specifications, the following words shall be interpreted as follows:

**Engineer** - shall mean the person appointed by the Board of Managers of the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT to serve as the Engineer.

**District** - Shall mean the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT.

**Contracting Officer** - shall be the secretary of the Board of Managers or other person designated by the Board to act as contracting officer.

**Workday** - shall consist of each weekday excluding federal holidays, Monday through Friday, which the average temperature is greater than 32 F. but less than 90 F, and which during the current and preceding calendar day the jobsite has received less than one-half inch of precipitation. All weekdays shall be considered workdays unless the Engineer is notified within 7 calendar days of the occurrence of the above conditions.

GENERAL PROVISIONS

1) The work shall progress in such a manner and at such a time and place as the Engineer may direct. The contractor shall give their personal attention to the work while in progress or they shall place a competent person in charge who will have the authority to act for the contractor.

2) The contractor shall maintain the following minimum insurance coverage until the contract is completed:

WORKMANS COMPENSATION

As required by Minnesota law

COMPREHENSIVE GENERAL LIABILITY

Bodily Injury \$1,000,000 each occurrence

Property Damage \$1,000,000 each occurrence

VEHICLE LIABILITY

Bodily Injury \$1,000,000 each person

\$1,000,000 each occurrence

Property Damage \$1,000,000 each occurrence

and shall provide to and maintain with the District current certificates of each policy.



- 3) The contractor hereby assumes all risks and liabilities for accidents and damages that may occur to persons or property during the prosecution of the work by reason of his negligence or negligence of his agents or employees. This includes, but is not limited damage, to the property of landowners, renters, government units, utility companies and the District. This includes, but is not limited to, damages to culverts, subsurface tiling and other drainage, roads, bridges, crops and utilities.
- 4) The contractor shall erect suitable barricades and maintain the same for the protection of the public until such time as the work has been accepted by the Engineer and the contractor shall abide by the applicable Rules and Regulations of the Occupational Safety and Health Administration (OSHA).
- 5) The contractor shall notify the Engineer at least 24 hours prior to moving equipment to a job site.
- 6) The contractor and his employees shall observe the right of way limitations acquired for all job sites. If it becomes necessary to work outside the right of way, the Engineer shall be notified prior to commencing such work. Upon request, the Engineer will, within 48 hours, mark the limits of right of way by stakes or other appropriate means.
- 7) Payment for work completed will be made monthly for the value of the work performed and materials furnished and delivered. Such estimates will be prepared by the Engineer and will be based on the actual time which must be turned over to the Engineer prior to the Wednesday before the 3rd Monday of each month for payment to be received in that month.
- 8) The District may cancel the contract at any time without cause by paying a demobilization payment of five hours' rental rate for each type of equipment authorized for use by the Engineer.
- 9) Except as indicated in Provision 8, mobilization and demobilization payments will not be paid unless agreed upon by the Engineer prior to the commencement of the work. If mobilization or demobilization payments are agreed to, those payments will be included in the last payment for hourly work satisfactorily completed.
- 10) The contractor may cancel the contract at any time without cause but forfeits the right to any mobilization or demobilization payment agreed to.
- 11) The District may cancel the contract for cause if any of the following occur:
  - a) Failure to have the equipment work at least 40 hours in the last 5 work days.
  - b) Failure on the part of the contractor to provide experienced operators.
  - c) Failure on the part of the contractor to comply with any part of the proposal, specification, bidding requirements or contract.
  - d) Failure on the part of the contractor to perform work to the satisfaction of the Engineer.
- 12) The contractor agrees to abide by all federal, state and local laws and regulations and comply with District policies and guidelines.

CONTRACT

STATE OF MINNESOTA

MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT  
PORTIONS OF MARSHALL, POLK, KITTSON,  
PENNINGTON, AND ROSEAU COUNTIES

Contract For: \_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_

THIS AGREEMENT, made this \_\_\_\_\_ day of \_\_\_\_\_, 2021, by and between

\_\_\_\_\_ of \_\_\_\_\_,

party of the first part and the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT, a public corporation, party of the second part.

WITNESSETH, that whereas the Board of Managers of the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT on the

\_\_\_\_\_ day of \_\_\_\_\_, 20\_\_\_\_,  
order certain work, to wit:

WHEREAS, the party of the first part has offered to furnish equipment at the rates set forth in the proposal and said proposal appears to provide the lowest cost of accomplishing the job of:

\_\_\_\_\_  
\_\_\_\_\_

NOW, IN CONSIDERATION of said premises and payment to be made at the following rates, the party of the first part hereby contracts and agrees to furnish the following equipment for the time period specified.

DESCRIPTION	HOURS	RATE\$/HOUR
-------------	-------	-------------

Contract

Page Two

That the prices set forth in the bid of the party of the first part and the proposal set forth in the advertisement for bids are hereby referenced and made a part of this contract by reference. That all said work shall be done under the direction of the Engineer.

That party of the first part agrees to pay, as they become due, all just claims for all work and labor performed and all skill and material furnished in the execution of this contract and to save the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT harmless from any cost, charge, or expense that may accrue on account of the doing of the work specified in this contract and that said contractor is required to file and maintain with the secretary of the District a current certificate of insurance for Workman's Compensation of General Liability.

The party of the first part covenants and agrees that he will complete the same in every respect to the satisfaction and approval of the District Engineer and of the District within \_\_\_\_\_ working days.

The party of the first part agrees that time shall be of the essence in this contract and that, if there is a failure to perform any of the work herein described within the time limits provided herein, that it shall forfeit any mobilization or demobilization payments agreed upon by the Engineer for each type of equipment authorized for use by the Engineer and actually used.

That party of the first part agrees to the General Provisions of this agreement.

In Witness Whereof, the party of the first part has caused this instrument to be executed by its President and its Secretary with its seal affixed and the MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT has caused this instrument to be executed by its President and its Secretary the day and year first above written.

By \_\_\_\_\_  
President Secretary  
MIDDLE-SNAKE-TAMARAC RIVERS WATERSHED DISTRICT

And \_\_\_\_\_  
Contractor