



Florida Department of Transportation

CHARLIE CRIST
GOVERNOR

District Two
1109 South Marion Avenue
Mail Station 2015
Lake City, FL 32025-5874

STEPHANIE C. KOPELOUSOS
SECRETARY

September 29, 2008

To: Prospective Bidders and Plan Holders

Addendum No.: 1, Financial Project # 21046835201, E2L36
Tree and palm planting in median along SR 55 (US 19 / 98) within Chiefland City limits in Levy County.

BID OPENING DATE HAS BEEN CHANGED TO READ: OCTOBER 21, 2008 @ 2:00 P.M.

Attached is Supplemental Package Number One for the above referenced project. This Supplement is for:

SPECIAL PROVISIONS. AWARD AND EXECUTION OF CONTRACT. (REV 7-26-01) (1-02)

- ARTICLE 3-2 (Page 16) is expanded by the following: It is anticipated that the Contract award will be made within 12 days after the proposals are opened.
- ARTICLE 3-6 (Pages 16 and 17) is expanded by the following: As an exception to the provisions of this Article, for this Contract, execute the Contract and file an acceptable bond and return to the Department within 10 days after the award.
- ARTICLE 3-7 (Page 17) is expanded by the following: As an exception to the provisions of this Article, for this Contract, failure by the bidder to execute the awarded Contract and to file an acceptable bond, as prescribed in 3-5 and 3-6, within 10 days of Contract award, the Department may annul the award, causing the bidder to forfeit the proposal guaranty to the Department; not as a penalty but in liquidation of damages sustained. The Department may then award the Contract to the next lowest responsible bidder, re-advertise, or accomplish the work using day labor.

BEGINNING WORK, REV 7-10-95) (7-00)

- SUBARTICLE 8-3.3 (Page 80). The last sentence is deleted and the following substituted: For this project, the notice to proceed will be issued as soon as possible, but no later than 20 days after execution of the Contract by the Department.

Also, attached are the **REVISED** Bidding Documents for this contract:

- Bid Blank
- Bid or Proposal Bond
- Proposal Of
- Calendar of Events
- Notice to Contractor
- Advertisement showing Qualifications for bidding on this project
- Revised Electronic Bidding System (ebs) file

You must sign, date and fax a copy of this addendum back to me by close of business today to indicate receipt. A copy of this addendum must be returned with your bid.

Company Name

Date

Signature

Thanks,

Patsy Elkins, CPPB
Contracts Coordinator
Phone: 386-758-3703
Fax: 386-758-3791

September 25, 2008
PREPARED BY: AW/TT/KT



SUPPLEMENTAL SPECIFICATIONS PACKAGE NUMBER ONE
FOR
FINANCIAL PROJECT ID(S). 210468-3-52-01

DISTRICT TWO
LEVY COUNTY

The 2007 Edition of the Florida Department of Transportation Standard Specifications, the Specifications Package for this project, dated 9/3/2008, attached thereto, are revised as follows:

I hereby certify that this specifications package has been properly prepared by me, or under my responsible charge, in accordance with procedures adopted by the Florida Department of Transportation.

The official record of this package is the electronic file signed and sealed under Rule 61G 15-23.003, F.A.C.

Name: Kathryn D. Thomas, P.E.

Page(s): 1-3

SPECIAL PROVISIONS.

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(REV 7-26-01) (1-02)

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BEGINNING WORK.

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**THIS COMPLETES
THIS
SUPPLEMENTAL
SPECIFICATIONS
PACKAGE**

FLORIDA DEPARTMENT OF TRANSPORTATION

DISTRICT TWO

REVISED

ACCELERATED CALENDAR OF EVENTS

FIN Project Number(s) 21046835201

Contract Number - E2L36

***Tree and Palm planting in median along SR 55
(US 19/98) within Chiefland City limits***

Levy County

09/22/08		Bid Solicitation Notice, http://www.dot.state.fl.us/contractsadministrationdistrict2 E-mailed, Vendor Bid System, http://vbs.dms.state.fl.us/vbs/main_menu
09/22/08		Advertisement(s) published in Gainesville Sun, Florida Times Union.
09/29/08		
10/14/08	5:00 PM	Deadline to submit technical questions Direct all technical questions to: www2.dot.state.fl.us/construction/bidquestionmain.asp Refer to Special Provisions 2-4 Examination of Contract Documents and Site of Work
10/16/08	5:00 PM	Deadline for FDOT to reply to technical questions.
10/21/08	2:00 PM	Bid opening - Lake City District Office, 1109 South Marion Avenue, Lake City, FL 32025-5874
10/30/08	8:30 AM	Technical Review Committee meeting, encumber funds Lake City District Office
11/03/08	8:30 AM	Presentation of bids to Executive Committee Lake City District Office
11/03/08	4:15 PM	Begin Posting of Bid - 72 hours http://www.dot.state.fl.us/contractsadministrationdistrict2 http://vbs.dms.state.fl.us/vbs/main_menu
11/06/08	5:00 PM	End Posting of Bid - 72 hours http://www.dot.state.fl.us/contractsadministrationdistrict2 http://vbs.dms.state.fl.us/vbs/main_menu
11/07/08		Mail Contract Award Package to Contractor for Signature
11/17/08		Contract returned to D.O.T. for legal approval and execution
11/21/08		Execution of contract and mail to Contractor (2), District Office Fiscal (2), Maintenance/Construction (3), District Office File (1)

**BID SOLICITATION NOTICE -District 2
FLORIDA DEPARTMENT OF TRANSPORTATION
CONSTRUCTION AND MAINTENANCE PROGRAMS**

Lake City, Florida
September 29, 2008
Advertisement No. 1

Bids for construction projects with a budget of \$5 million or more must be submitted using Bid Express only. No other means of submission of bids will be accepted. Please visit the Contracts Administration Website at: <http://www.dot.state.fl.us/cc-admin> for more information on Bid Express.

Bids for construction projects with a budget of less than \$5 million can be submitted using Bid Express or can be submitted at any of the following Florida Department of Transportation locations until 2:00 P.M. Local Time on **Tuesday, October 21, 2008**.

Location	Address	Room Number
District 2	1109 S. Marion Avenue Lake City, Florida 32025-5874	Mail Room, North end of District 2 Complex

The sealed bids received in the above referenced location(s) will be publicly opened and the Bid totals for each bid submitted will be read aloud at 2:00 P.M. **October 21, 2008** in the District 2 Lake City District Office Complex, Lake City, Florida. Anyone needing special accommodations under the Americans with Disabilities Act of 1990 should send an e-mail to: contracts.admin@dot.state.fl.us or call telephone number (386) 961-7510. Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the public meeting. If the bid amount is greater than \$250,000.00 on construction projects, the contractor must be prequalified as required by Florida Statute 337.14(1) and Rule Chapter 14-22. Bidders may obtain preliminary bid results at: <http://www3.dot.state.fl.us/TrnsportLASBidLetting/>, select district then click on appropriate date.

DEADLINE for PROPOSALS and PROPOSAL HOLDERS LIST

The deadline for obtaining bid packages shall be 24 hours prior to scheduled letting date. A list of plan holders may be obtained by visiting the District Contracts Administration website at: <http://www.dot.state.fl.us/contractsadministrationdistrict2/>, and select letting date from the District 2 Lettings Menu. Please note that the list of proposal holders is confidential two working days from the deadline for obtaining bid packages (or three working days prior to scheduled letting date) and the list of Proposal, Plan and Specification Holders will be deleted and no longer available, per Florida Statutes 337.168(2).

-----NOTE-----

Proposals will not be issued after 2:00 P.M. Local Time on Monday, October 20, 2008.

Document Ordering Information

Unless otherwise specified, orders for these documents should be directed to Patsy Elkins, Procurement, Mail Station 2015, Florida Department of Transportation, 1109 S Marion Ave., Lake City, FL 32025, Phone: (386) 758-3703. Checks should be made payable to the State of Florida Department of Transportation. All orders must include a FAX Order Form (375-000-02) with your payment. **Contractors that want to charge to a credit card (American Express, Visa, MasterCard and Discover accepted) can FAX orders to (386) 758-3791 by using the Fax Order Form noted above.** Orders should be placed early enough to allow a minimum of three (3) working days for processing time and delivery. The Fax Order Form can be downloaded from <http://www.dot.state.fl.us/contractsadministrationdistrict2/>. A current State of Florida Vendor Registration Number is required for order processing; please visit <https://vendor.myfloridamarketplace.com/> for more information or call 1-866-352-3776 for assistance. No refund will be made. Phone orders will no longer be accepted. If you wish to pick up your bid package, place your Fax order first and we will call you when it is ready for pick-up.

PREQUALIFICATION

A contractor desiring to bid for the performance of any construction contract in excess of \$250,000.00 must first be certified by the Department as qualified in accordance with Section 337.14(1), Florida Statutes, and Rule 14-22, Florida Administrative Code. Any bid for the performance of any construction contract in excess of \$250,000.00 submitted by a

contractor not certified by the Department as qualified shall be declared "IRREGULAR" and will be REJECTED. Maintenance contracts do not require a contractor to have a certificate of qualification, unless stipulated in the project description and specifications. If deemed necessary by the Department, certain maintenance contracts will contain specific requirements for maintenance contractor eligibility.

BID REJECTION

Bidders are hereby notified that all bids on any of the following projects are likely to be rejected if the lowest responsive bid received exceeds the engineer's estimate by more than ten percent (10%). In the event any of the bids are rejected for this reason, the project may be deferred for re-advertising. In addition, award of all federally funded projects will be subject to Federal Highway Administration concurrence.

PROTEST RIGHTS

Pursuant to Section 337.11, Florida Statutes, any person adversely affected by a **bid solicitation** shall file both a notice of protest and bond within 72 hours of the receipt of the bid documents, and shall file a formal written protest within ten days after filing the notice of protest. The formal written protest shall state with particularity the facts and law upon which the protest is based. Any person who files a notice of protest as to a bid solicitation pursuant to this rule shall post with the Department, at the time of filing the notice of protest, a bond payable to the Department in the following amounts: For an action protesting a bid solicitation that requires qualification of bidders, the Bond shall be \$5,000. For an action protesting a bid solicitation for which bidders are not required to be prequalified by the Department to be eligible to bid, the bond shall be \$2,500. The required notice of protest, bond and formal protest must each be timely filed with the Clerk of Agency Proceedings, Florida Department of Transportation, Mail Station 58, Room 550, 605 Suwannee Street, Tallahassee, Florida 32399-0458. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

Pursuant to Section 337.11, Florida Statutes, any person adversely affected by a **bid rejection or contract award** shall file both a notice of protest and bond within 72 hours after the posting of the Summary of Bids. If notice of intended decision is given by certified mail or express delivery, the adversely effected person must file both the notice of protest and bond within 72 hours after receipt of the notice of intent. A formal written protest must be filed within ten days after filing the notice of protest. The formal written protest shall state with particularity the facts and law upon which the protest is based. Any person who files a notice of protest as to a bid rejection or contract award pursuant to this rule shall post with the Department, at the time of filing the notice of protest, a bond payable to the Department in the following amounts: For an action protesting a bid rejection or contract award that requires qualification of bidders, the Bond shall be equal to one percent of the lowest bid submitted or \$5,000, whichever is greater. For an action protesting a bid rejection or contract award for which bidders are not required to be prequalified by the Department to be eligible to bid, the bond shall be \$2,500. The required notice of protest, bond and formal protest must each be timely filed with the Clerk of Agency Proceedings, Florida Department of Transportation, Mail Station 58, Room 550, 605 Suwannee Street, Tallahassee, Florida 32399-0458. Failure to file a protest within the time prescribed in Section 120.57(3), Florida Statutes, shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

A protest is not timely filed unless the notice of protest, bond and the formal protest are each received by the Clerk of Agency Proceedings within the required time limits. A protest which is filed prematurely will be deemed abandoned unless timely renewed.

INSURANCE

The successful bidder shall submit current general liability insurance and workman's compensation insurance certificates for the duration of the contract in the dollar amounts and manner specified in the most current edition of the Department's Standard Specifications for Road and Bridge Construction. Insurance companies must be authorized to do business in the State of Florida. Proof of such insurance shall be filed with the District Contracts and Procurement Office before the contract can be executed. BE SURE THAT THE CONTRACT NUMBER IS ON EACH INSURANCE CERTIFICATE.

ADDENDA

No negotiations, decisions, or actions will be initiated or executed by a potential bidder as a result of any oral discussion with a State employee. Only those communications which are in writing from the Department will be considered as a duly authorized expression on behalf of the Department. Notices of changes (addenda) will be posted on the District Contracts Administration website at: <http://www.dot.state.fl.us/contractsadministrationdistrict2/>, and select letting date from the District 2 Lettings Menu. It is the responsibility of all potential bidders to monitor this site for any changing information prior

to submitting their bid. **All addenda will be acknowledged by signature and subsequent submission of addenda with the bid when so stated in the addenda.**

BID QUESTIONS

Direct questions regarding the advertised projects by posting them to the Department website at the following URL address: <http://www2.dot.state.fl.us/construction/bidquestionmain.asp>

CONSTRUCTION

PROPOSAL ID: **E2L36** PROJECT(S): 21046835201 (*) COUNTY: LEVY

DESCRIPTION: Lump Sum. Tree and Palm planting in median along SR 55 (US 19/98) within Chiefland City limits. ACCELERATED CALENDAR OF EVENTS.

For this project the contractor should have expertise and experience in the performance of landscaping.

This project shall be performed with the company's own forces and organization, as the Department does not intend to allow subcontracting, per Standard Specification 8 -1.

To document the expertise and experience of the contractor compliance with either paragraph 1 or 2 shall be provided with the bid.

- 1) A letter on company letterhead signed by the Owner of the Company or Company Officer, dated, with the following verifiable information: A list of projects for the five (5) prior calendar years indicating experience in the active performance of landscaping construction including the following information per project by calendar year:
 - Beginning and ending date of landscaping project; and
 - Project name/number and brief description of landscaping work; and
 - Location of project (city, state); and
 - Monetary amount of landscaping project; and
 - Owner of project/contact person/phone number with area code; and
 - Specifically indicate all projects valued at \$50, 000 or greater; and
 - If applicable, name of Prime Contractor that the work was performed for, phone number with area code.
- 2) A current certificate of qualification with the Department, with the work class landscaping.

Contract Days: 30

Budget Amount: \$79,908.00

Contract Execution Days: 10

Acquis/Flexible Start Time: 1

Proposal Package Fee(plans, proposal and spec package): \$0.00

PROPOSAL ID: **E2L38** PROJECT(S): 20780145201 (*) COUNTY: ALACHUA

DESCRIPTION: Lump Sum. Landscaping along SR 331 from SR 121 to SR 26. ACCELERATED CALENDAR OF EVENTS.

For this project the contractor should have expertise and experience in the performance of landscaping.

This project shall be performed with the company's own forces and organization, as the Department does not intend to allow subcontracting, per Standard Specification 8-1.

To document the expertise and experience of the contractor compliance with either paragraph 1 or 2 shall be provided with the bid.

- 1) A letter on company letterhead signed by the Owner of the Company or Company Officer, dated, with the following verifiable information: A list of projects for the five (5) prior calendar years indicating experience in the active performance of landscaping construction including the following information per project by calendar year:
 - Beginning and ending date of landscaping project; and
 - Project name/number and brief description of landscaping work; and
 - Location of project (city, state); and
 - Monetary amount of landscaping project; and

- Owner of project/contact person/phone number with area code; and
- Specifically indicate all projects valued at \$50,000 or greater; and
- If applicable, name of Prime Contractor that the work was performed for, phone number with area code.

2) A current certificate of qualification with the Department, with the work class landscaping.

Contract Days: 45

Budget Amount: \$113,648.00

Contract Execution Days: 10

Acquis/Flexible Start Time: 16

Proposal Package Fee(plans, proposal and spec package): \$0.00

BID BOND

For bids over \$150,000.00, the standard proposal guaranty of 5% of the bid will be required. A Proposal Guaranty of not less than five percent (5%) of the total actual bid in the form of either a certified check, cashier's check, trust company treasurer's check, bank draft of any national or state bank, or a Surety Bid Bond made payable to the Florida Department of Transportation must accompany each bid in excess of **\$150,000.00**. A check or draft in an amount less than five percent (5%) of the actual bid will invalidate the bid. The guaranty amount shall include all bid items except construction days for A+B bidding and lane closure for Lane Rental Bidding. Bid Bonds shall conform to DOT Form 375-020-09 furnished with the Proposal. Surety2000 or SurePath electronic Bid Bond submittal may be used in conjunction with Bid Express internet bid submittal. For more information please visit <http://www.surety2000.com> for Surety2000 or <http://www.insurevision.com> for SurePath. To obtain a Digital ID please contact Bid Express at <http://www.bidx.com>.

BIDDERS CURRENT CAPACITY

In order for the Department to have the information required to determine a bidder's Current Capacity, it is necessary that the bidder certify the total dollar amount of all work the bidder has underway. This certification shall be accomplished electronically by submitting the Certification of Work Underway (Online Web Application) http://www.dot.state.fl.us/cc-admin/PreQual_Info/prequalified.shtm to the Department concurrently with the bid submittal for the first letting in the calendar month that the bidder submits a bid.

EXECUTION OF CONTRACT

Pursuant to Subsections 3-6 and 3-7 of the Standard Specifications, the successful bidder shall execute the necessary contract documents and return the agreement along with a satisfactory Performance and Payment Bond within twenty (20) Calendar days of award unless noted otherwise in the project specifications. A 100% Payment and Performance Bond will be required for all projects unless noted otherwise in the project specifications. All work is to be done in accordance with the Plans, special Provisions of the State of Florida Department of Transportation.

Prior to execution of the contract with the Department, **a corporation must show proof that is authorized to do business in the State of Florida.** Florida corporations should provide a copy of the certificate of Incorporation and foreign corporations should provide a copy of Certificate of Authority from the Florida Department of State.

Important note: Actual commitment and final execution of the contract is contingent upon an approved legislative budget and funds availability.

PROPOSAL REVISIONS

The Department will accept legible facsimile (fax) proposal revisions pursuant to the project specifications at Fax No. (386) 758-3791 if received in full by 2:00 P.M. Local Time on the day of the letting. A faxed proposal revision will not be considered if received at a different fax number. The bid/proposal must be received in the District Contracts and Procurement Office prior to receiving changes through the Fax.

DBE PARTICIPATION

Disadvantaged Business Enterprise (DBE) Availability Goal Information is contained in the Bid Solicitation Package. Please complete, sign, and return the applicable "Anticipated DBE Participation Statement" form and the "DBE/MBE Bid Opportunity List" form which shall be submitted with bid as stipulated in the subject bid packages.

DEBARMENT/SUSPENSION

All bids submitted to the Department shall include a statement that by signing and submitting this proposal, the bidder certifies that no principal (which includes officers, directors or executives) is presently debarred, suspended, proposed for debarment, declared ineligible or voluntarily excluded from participation in this transaction by any federal department or agency.

MANDATORY PRE-BID CONFERENCE

Proposal forms (bid packages) will be issued only to attendees of the mandatory pre-bid conference (**if there is a mandatory pre-bid conference for a project**).

LATE ARRIVALS TO MANDATORY PRE-BID MEETINGS

All bidders must be present and signed in prior to the start of the mandatory prebid meeting. Anyone not signed in at the commencement of the meeting will be considered late and will not be allowed to bid on the project.

FIRST TIME BIDDERS

Bidders bidding for the first time with the Department can request an orientation meeting to obtain information about the bidding/contracting process. Contact the office listed for ordering plans. Please call (386) 758-3703 for further details.

POSTING NOTICE

Unless otherwise notified by certified mail, express delivery, hand delivery, fax, or email, receipt acknowledgment, the Summary of Bids will be posted at the District Contracts Administration web site <http://www.dot.state.fl.us/contractsadministrationdistrict2/>, and select letting date from the District 2 Lettings Menu, on **November 03, 2008** or in the alternative **November 10, 2008**. The posting provides notice of the Department's intent to award a contract or reject all bids. The Department's Notice of Intent regarding a project will be posted on only one of the alternate posting dates. Bidders are solely responsible for timely monitoring or otherwise verifying on which of the specified alternate posting dates the posting of award or rejection of all bids actually occurs.

If the posting dates are revised, all bidders for the subject project will be notified of the Department's intended decision. Bidders must acknowledge receipt of the notice of the revised date.

AFFIRMATIVE ACTION (EQUAL EMPLOYMENT OPPORTUNITY)

The Florida Department of Transportation (hereinafter referred to as the "Department"), in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 USC 2000d to 2000d-4 and related authorities and Title 49, Code of Federal Regulations, U.S. Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the U.S. Department of Transportation issued pursuant to such Act, hereby notifies all bidders that the Department will affirmatively ensure that in any contract entered into pursuant to this advertisement, minority business enterprises and disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation. Further, the Department will not discriminate against bidders on the grounds of race, color, national origin, sex, age, or disability/handicap in consideration for an award. No company will be awarded a contract unless they have an approved DBE Affirmative Action Program Plan. **Please review the "DBE Bid Package" and the Special Provisions for instructions for submission of a DBE Affirmative Action Plan.**

MINIMUM WAGE

Pursuant to the Florida Minimum Wage Act, Article X, Section 24, Constitution of the State of Florida, the minimum wage for all hours worked in Florida shall be \$6.79 per hour effective January 1, 2008.

EMAIL SUBSCRIPTION LIST

To get on the e-mail subscription list, go to <http://www2.dot.state.fl.us/ContractsAdministration/bsnmail.asp> and fill out the necessary information to "Subscribe". To obtain information concerning other districts, go to <http://www.dot.state.fl.us/cc-admin/distco.shtm>.

NOTICE TO ALL BIDDERS

To report bid rigging activities call: 1-800-424-9071

The U.S. Department of Transportation (DOT) operates the above toll-free "hotline" Monday through Friday, 8:00 a.m. to 5:00 p.m. local time. Anyone with knowledge of possible bid rigging, bidder collusion, or other fraudulent activities should use the "hotline" to report such activities. The "hotline" is part of the DOT's continuing effort to identify and investigate highway construction contract fraud and abuse and is operated under the direction of the DOT Inspector General. All information will be treated confidentially and caller anonymity will be respected.

