Florida Department of Transportation

RICK SCOTT
GOVERNOR

1074 Hwy 90
Chipley, Florida 32428

ANANTH PRASAD, P.E.
SECRETARY

May 7, 2013

ADDENDUM NO. 1

To: ALL PROPOSAL HOLDERS
FINANCIAL ITEM NUMBER: 42216017262
CONTRACT NUMBER: E3M15
DESCRIPTION: The improvements under this District Contract consist of tree trimming and brush removal on SR 75 (US 231) in Bay County.

BIDS TO BE RECEIVED: ~~May 9, 2013~~ May 14, 2013

If you are a PROPOSAL HOLDER, this is your authorization to make the following changes to the plans and specification packages you now have for the subject project:

1. **The description in the advertisement has been corrected to the following:**
   - Tree trimming and brush removal shall be measured from the centerline of the adjacent roadway to the right of way or the base of the tree trunk line (where trees are **6"** or greater), whichever is less. It is not the intent of this contract to remove trees greater than **6"** in diameter.
   - A updated advertisement is attached.
2. **The letting date has been changed from Thursday, May 9, 2013 to Tuesday, May 14, 2013.**

Please use this revision when preparing your bid.

Sealed bids will be received until 2:00 p.m. local time on May 14, 2013 in the District Three Procurement Services Conference Room, Room 230, Administration Building, 1074 Highway 90, Chipley, Florida.

AMENDMENT NOTIFICATION

If you are a PROPOSAL HOLDER, please go to the District Three Contracts Administration Addenda Website at http://www.dot.state.fl.us/contractsadministrationdistrict3/ to download Amendment No. 1, file E3M15.001.

Please sign this addendum in the space provided and fax back to fax number (850) 330-1494. Also all PROPOSAL HOLDERS please acknowledge receipt of the addendum under the Acknowledgement of Amendments tab on your electronic bid.

If you have any further questions please contact Amanda Mauldin by phone at (850) 330-1364 or by email at amanda.mauldin@dot.state.fl.us.

Sincerely,

Richard Norris

Richard Norris
District Contracts Administrator
RN:am

Rec'd by: _____
Company: _____
Date: _____
Fax: (850) 330-1494

c.c. Mark Thomas, Thalon Hobbs, Heath Riley, Renae Sanders, Hal Gore, file

BID SOLICITATION NOTICE - District 3
FLORIDA DEPARTMENT OF TRANSPORTATION
CONSTRUCTION AND MAINTENANCE PROGRAMS

Chipley, Florida
April 05, 2013
Advertisement No. 13

Bids for construction projects listed in this Bid Solicitation Notice 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. Submitting bids through Bid Express requires a Digital ID. To obtain a Digital ID please contact Bid Express at http://www.bidx.com. Allow up to 6 days to complete the Digital ID registration.

Unless otherwise instructed, bids for construction projects with a budget of less than $5 million and all maintenance projects listed in this Bid Solicitation Notice can be submitted using Bid Express or can be submitted at any of the following Florida Department of Transportation location(s) until 2:00 P.M. Local Time on **Tuesday, May 14, 2013**. All bids must be completed using Expedite Bid software available on the Contracts Administration website at http://www.dot.state.fl.us/cc-admin/Expedite/hexpedite.shtm.

Location	Address	Room Number
District 3	1074 US Highway 90 Chipley, Florida 32428	Administration Building, Procurement Services Conference Room

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. **May 14, 2013** in the Administration Building, Procurement Services Conference Room, Chipley, 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 (850) 415-9366 . Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the public meeting. If the budget 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 and time. A list of plan holders may be obtained by visiting the District Contracts Administration website at: http://www.dot.state.fl.us/contractsadministrationdistrict3/, and select letting date from the District 3 Lettings Menu. Please note that the list of proposal, plan and specifications holders is removed from the web site two working days prior to the deadline for obtaining bid packages for compliance with Florida Statues 337.168(2).

-----NOTE-----

Proposals will not be issued after 2:00 P.M. Local Time on Monday, May 13, 2013 .

Document Ordering Information

Orders for documents are placed using the Contract Proposal Processing Online Ordering System at https://www3.dot.state.fl.us/ContractProposalProcessingOnlineOrdering/. There is no charge for ordering/downloading documents. Online Ordering is available Monday through Friday from 6 AM. to 9 PM. and Saturday from 6 AM. to 7 PM.

To Place An Order

- A current State of Florida Vendor Number is required prior to first-time registration; please visit http://dms.myflorida.com/egovernment_tools/myflorida_marketplace for more information. Please allow 24 to 48 hours for receipt of a new vendor number.
- Prior to placing orders, an individual shall register and establish an Internet Subscriber Account with the Department of Transportation at https://www3.dot.state.fl.us/ContractProposalProcessingOnlineOrdering/. Please allow 48 to 72 hours (excluding weekends and holidays) for the registration and approval.

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. 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.

SCRUTINIZED COMPANIES

A company that is on the Scrutinized Companies with Activities in Sudan List or the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List may not bid on, submit a proposal for, or enter into a contract with an agency or local government entity for goods or services of $1 million or more.

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. 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. 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 contact 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/contractsadministrationdistrict3/, and select letting date from the District 3 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

MAINTENANCE

PROPOSAL ID: **E3M15** PROJECT(S): 42216017262 (*) COUNTY: BAY

DESCRIPTION: Lump Sum
The work specified in this contract consists of tree trimming and tree and brush removal within the right of way on SR 75 (US 231) from SR 391 (Mile Post 1.146) to the Jackson County line (Mile Post 34.764) in Bay County. Included is the removal and disposal of waste and debris generated from the performance of the work. Tree trimming and brush removal shall be measured from the centerline of the adjacent roadway to the right of way or to the base of the tree trunk line (where trees are 6" or greater), whichever is less. It is not the intent of this contract to remove trees greater than 6" in diameter. The vertical distance will be eighteen (18) feet measured from existing ground. This is a Lump Sum Contract.

- Contract Days: 90
- Contract Execution Days: 10
- Proposal Package Fee(plans+proposal): $0.00
- Budget Amount: $175,000.00
- Acquis/Flexible Start Time: 15 Days (Acq. Time)
- Plans Only Fee: $0.00
- Specs Only Fee: $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. Paper Bid Bonds will be also be accepted for bids submitted through Bid Express provided they are received prior to the deadline for receiving bids, by the location(s) identified in this Bid Solicitation Notice for receiving bids for the advertised project(s).

PREQUALIFIED CONTRACTORS CURRENT CAPACITY

In order for the Department to have the information required to determine a prequalified bidder's Current Capacity, it is necessary that the prequalified contractor certify the total dollar amount of all work the contractor 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 contractor 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 ten (10) Calendar days of award, excluding Saturdays, Sundays, and state holidays, 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

Unless otherwise instructed, the Department will accept legible facsimile (fax) proposal revisions pursuant to the project specifications at Fax No. (850) 415-9494 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.

For projects that are submitted through Bid Express, contractor's revisions to bids must be submitted through Bid Express by the time the bids are due.

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 (850) 638-0250 for further details.

POSTING NOTICE

The bid tabulation and intent to award will be posted on **May 28, 2013** or **May 28, 2013**. at http://www.dot.state.fl.us/contractsadministrationdistrict3/ , and select letting date from the District 3 Lettings Menu. Additionally a hard copy will be posted on the Procurement Services Office, Administration Building, Florida Department of Transportation District Office, 1074 Highway 90, Chipley, Florida 32428, and will remain posted for a period of seventy-two (72) hours. By calling (850) 638-0250, during each posting period, information concerning the posted projects can be obtained. 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, 42 USC 2000d to 2000d-4 and related authorities, 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 insure that in any contract entered into pursuant to this advertisement, minority and disadvantaged business enterprises will be afforded the full opportunity to submit bids in response to this invitation and will not be discriminated against on the basis of race, color, national origin, religion, sex, age, or disability/handicap in consideration for an award. Further, it is the policy of the Department to not discriminate against bidders on the grounds of race, color, national origin, religion, sex, age, or disability/handicap in consideration for an award. A bidder must have an approved DBE Affirmative Action (DBE/AA) Plan prior to contract award. Please use the following link http://www.dot.state.fl.us/cc-admin/cpp_online_ordering/bidder_assist.shtm and the Special Provisions for instructions for submission of a DBE/AA Plan. The DBE/AA Plan should be submitted for approval prior to the bidding.

MINIMUM WAGE

The minimum wage for all hours worked in Florida is available at: http://www.floridajobs.org

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

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION

Richard Norris

Richard Norris
District Contracts Administrator

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.