

**REQUEST FOR PROPOSALS FOR ASSET MAINTENANCE CONTRACT**

This is a 10 year performance-based Asset Maintenance Contract that requires the inspection, management and performance of all maintenance for all roadway sections and subsections of I-95, in Martin, St. Lucie, and Indian River Counties as identified in the Scope of Services. The Department intends to award this project to responsive and responsible Proposers. The Proposers will be the ones whose proposal package receives the highest score (Technical Proposal Score plus Price Score).

PROPOSAL ID: E4R18                      PROJECT(S): 43291717201; 41249537201                      COUNTY: Martin, St. Lucie, and Indian River

**DESCRIPTION:** This is a 10 year performance-based Asset Maintenance Contract that requires the inspection, management and performance of all maintenance for all roadway sections and subsections of I-95, in Martin, St. Lucie, and Indian River Counties as identified in the Scope of Services. The limits also include 4 Rest Areas (2 in Martin County and 2 in St. Lucie County) and 2 Weigh-In-Motion Stations (in Martin County). Road Ranger Services are also a requirement of this contract. **A MANDATORY PRE-PROPOSAL MEETING will be held at the Florida Department of Transportation, D4 District Office, Auditorium, 3400 W Commercial Blvd, Ft. Lauderdale, FL 33309 on Tuesday, September 8, 2015 at 1:30 P.M. (local time). MANDATORY PRE-PROPOSAL MEETING MAY EXCEED ONE HOUR. Bids for this project will not be received through Bid Express.**

- Contract Days: 10 Years
- Contract Execution Days: 10
- Acquis/Flexible Start Time: N/A
- Budget Amount: \$70,800,000.00 Funded in multiple years  
Contingent upon annual legislative appropriation

**Technical and Price Proposals are due on *Monday, October 5, 2015 before 10:00 A.M. (local time).***

<b>Location</b>	<b>Address</b>	<b>Room Number</b>
District 4	3400 W Commercial Blvd. Fort Lauderdale, FL 33309	D4 District Office, 1st Floor Procurement

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 in the District Four Headquarters, Auditorium, as soon as all bids have been opened. *Agenda:* a) Opening Remarks; b) 15 minutes of public input; c) Announcement of Technical Scores; d) Reading of Bids; e) Closing. Anyone needing special accommodations under the Americans with Disabilities Act of 1990 should send an e-mail to: [contracts.admin@dot.state.fl.us](mailto:contracts.admin@dot.state.fl.us) or call telephone number (954) 777-4612. Special accommodation requests under the Americans with Disabilities Act should be made at least seven days prior to the public meeting.

**Public Announcement of Technical Scores, opening of sealed Bid Price Proposals and announcement of prices will be read in D4 District Office, Auditorium, at 2:00 P.M. (local time) on Wednesday, October 28, 2015.**

**DEADLINE for PROPOSALS and PROPOSAL HOLDERS LIST**

The deadline for obtaining Bid Proposal packages shall be up to 24 business hours prior to scheduled Technical and Price Proposals due date, on October 2, 2015. Proposal packages shall only be given to attendees of the Mandatory Pre-Proposal Meeting. A list of plan holders may be obtained by visiting the District Contracts Administration website at: <http://www.dot.state.fl.us/contractsadministrationdistrict4/> click "Letting and Project Information" and select letting date from the Lettings Menu. For compliance with Florida Statute 337.168(2), additional bidders and plan and specifications holders are not published beginning three working days prior to the letting.

**DOCUMENT ORDERING INFORMATION**

Documents will be available for download on the Vendor Bid System at the link below:

[http://www.myflorida.com/apps/vbs/vbs\\_www.main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www.main_menu)

**NOTE:** Price Proposal Form Attachments referenced on Page 2 of the Request for Proposal (RFP) will be provided to responsive bidders within 24 hours after the Mandatory Pre-Proposal Meeting on September 8, 2015 at 1:30 P.M. (local time). Contract Form Attachments referenced on Page 2 of the Request for Proposal (RFP) will be provided at award.

## 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, or failure to post the bond or other security required by law within the time allowed for filing a bond 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 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/contractsadministrationdistrict4/>, click "Letting and Project Information" and select letting date from the 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>

## 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 bidder must submit an original bid bond. (A fax or a copy sent as an attachment will not be accepted.)

## PAYMENT AND PERFORMANCE BOND

**An ANNUAL Payment and Performance bond will be required for this project.**

## 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](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

The Department will accept legible facsimile (fax) proposal revisions pursuant to the project specifications at Fax No. (954) 777-4602 if received in full by 2:00 P.M. Local Time on the day Proposals are due. 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**

Proposals (Bidding Documents) will be issued only to the Prospective Bidders who have attended the Pre-Bid Conference and met the Florida Department of Transportation Qualifications for this 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 (954) 777-4612 or (866) 336-8435 ext 4612 for further details.

### **POSTING NOTICE**

The bid tabulation and intent to award will be posted on November 2, 2015 or November 9, 2015 at <http://www.dot.state.fl.us/contractsadministrationdistrict4/>, click "Letting and Project Information" and select letting date from the Lettings Menu, and also [http://www.myflorida.com/apps/vbs/vbs\\_www\\_main\\_menu](http://www.myflorida.com/apps/vbs/vbs_www_main_menu). 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](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>

### **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.

**FLORIDA DEPARTMENT OF TRANSPORTATION  
NOTICE TO CONTRACTORS INDEX**

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Published: **August 21, 2015**  
Letting ID: **04151028**

Please use the following proposal ID and the letting ID when ordering plans/proposal or specifications for the **October 28, 2015** letting. *Note: (\*) indicates lead project*

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<b>PAGE</b>	<b>PROPOSAL ID</b>	<b>PROPOSAL NOTES</b>	<b>FINPROJ NUMBER(S)</b>	<b>COUNTY</b>
6	E4R18	(Asset Maintenance)	43291717201 * ; 41249537201	Martin, St. Lucie and Indian River

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Proposal Note Codes: