

**BID SOLICITATION NOTICE  
STATE OF FLORIDA  
DEPARTMENT OF TRANSPORTATION**

Miami, Florida  
**October 11, 2007**  
Advertisement No. **1**

Sealed bids for work included in this notice will be received in the **State of Florida Department of Transportation, District Six Main Building, Front Lobby, 1000 Northwest 111 Avenue, Miami, Florida 33172** until **2:00 P.M.** (Eastern Standard Time (EST)) on **November 29, 2007** for the following work.

Sealed bids may be mailed or delivered and must be received by **2:00 p.m.** (EST) on the letting date stated above. All bids shall be sent to the attention of **Kenneth Robertson, District Contracts and Procurement Manager, Florida Department of Transportation, Room 6203, 1000 Northwest 111 Avenue, Miami, Florida 33172.**

The Department will accept legible Facsimile (Fax) bid/proposal changes pursuant to the project specifications at Fax number **(305) 499-2440**, if received in full by 2:00 p.m. (EST) on the letting date specified above. **The bid/proposal must be received in the District Contracts and Procurement Office prior to receiving changes through the Fax.**

Bids received will be opened and publicly read aloud in the **Florida Department of Transportation, District Six Main Building, Conference Room 6204A, 1000 Northwest 111 Avenue, Miami, Florida 33172**, after the receipt of bids.

--- NOTE ---

Proposal Forms and Bid Package requests will not be processed after **2:00 P.M.** (EST) on **November 28, 2007.**

In order to ensure a timely response, technical questions need to be submitted in writing at least **7 business** days before the letting to **Kenneth Robertson, District Contracts and Procurement Manager, Florida Department of Transportation, 1000 Northwest 111 Avenue, Room 6203, Miami, Florida 33172**, faxed to (305) 470-5717 or e-mailed to [d6.contracts@dot.state.fl.us](mailto:d6.contracts@dot.state.fl.us).

<b>CALL ORDER:</b> 001	<b>CONTRACT NO.:</b> E-6D90 (PUSH-BUTTON)	<b>FIN NO(S).:</b> 420426-2-52-01	<b>COUNTY(IES):</b> MIAMI-DADE
SEALED BIDS ARE REQUESTED FOR A PUSH-BUTTON CONTRACT FOR PROVIDING INSTALLATION AND REPAIRS FOR THE ROADWAY LIGHTING SYSTEM IN MIAMI-DADE COUNTY.			
<b>LENGTH OF CONTRACT:</b>		365 CALENDAR DAYS	
<b>PREQUALIFICATION REQUIREMENTS:</b>		N/A	
<b>CHARGE FOR DOCUMENTS:</b>		CHARGE FOR PLANS: NONE CHARGE FOR SPECIFICATIONS: NONE	
<b>BUDGET AMOUNT:</b>		\$133,750.00 (BUDGETARY CEILING)	
<b>DBE AVAILABILITY:</b>		N/A	
<b>IMPORTANT NOTE:</b>		ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.	

<b>CALL ORDER:</b> 002	<b>CONTRACT NO.:</b> E-6D98 (PUSH-BUTTON)	<b>FIN NO(S).:</b> 420429-2-52-01	<b>COUNTY(IES):</b> MONROE
SEALED BIDS ARE REQUESTED FOR A PUSH-BUTTON CONTRACT FOR PROVIDING LABOR, EQUIPMENT AND MATERIALS TO APPLY NEW THERMOPLASTIC TRAFFIC STRIPES AND MARKINGS, IN ACCORDANCE WITH SECTION 711 OF THE 2007 EDITION OF THE FLORIDA DEPARTMENT OF TRANSPORTATION STANDARD SPECIFICATIONS AND ALL REVISIONS THEREAFTER. THE VARIOUS ITEMS SHALL BE CONSTRUCTED IN ACCORDANCE WITH THE SPECIFICATIONS AND IN CONFORMITY WITH THE EXISTING LINES, GRADES AND DIMENSIONS. THE WORK IS TO BE PERFORMED AT VARIOUS LOCATIONS IN MONROE COUNTY.			
<b>LENGTH OF CONTRACT:</b>		365 CALENDAR DAYS	
<b>PREQUALIFICATION REQUIREMENTS:</b>		THE PRIME CONTRACTOR MUST BE PRE-QUALIFIED IN THE CATEGORY OF PAVEMENT MARKINGS IN ACCORDANCE WITH RULE CHAPTER 14-22 F.A.C. ON THE DATE OF THE LETTING IN ORDER TO RECEIVE THE BID DOCUMENTS	
<b>CHARGE FOR DOCUMENTS:</b>		CHARGE FOR PLANS: NONE CHARGE FOR SPECIFICATIONS: \$9.00	
<b>BUDGET AMOUNT:</b>		\$374,500.00 (BUDGETARY CEILING)	
<b>DBE AVAILABILITY:</b>		12%	
<b>IMPORTANT NOTE:</b>		ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.	

<b>CALL ORDER:</b> 003	<b>CONTRACT NO.:</b> E-6E02 (PUSH-BUTTON)	<b>FIN NO(S).:</b> 414477-3-52-01	<b>COUNTY(IES):</b> MIAMI-DADE
SEALED BIDS ARE REQUESTED FOR A PUSH-BUTTON CONTRACT FOR TRAFFIC OPERATIONS PROJECTS AND MINOR MISCELLANEOUS CONSTRUCTION AT VARIOUS LOCATIONS IN MIAMI-DADE COUNTY.			
<b>LENGTH OF CONTRACT:</b>	720 CALENDAR DAYS		
<b>PREQUALIFICATION REQUIREMENTS:</b>	THE PRIME CONTRACTOR MUST BE PRE-QUALIFIED IN THE CATEGORY OF FLEXIBLE PAVING IN ACCORDANCE WITH RULE CHAPTER 14-22 F.A.C. ON THE DATE OF THE LETTING IN ORDER TO RECEIVE THE BID DOCUMENTS		
<b>CHARGE FOR DOCUMENTS:</b>	CHARGE FOR CD: \$5.00		
<b>BUDGET AMOUNT:</b>	\$860,233.00 (BUDGETARY CEILING)		
<b>DBE AVAILABILITY:</b>	12%		
<b>IMPORTANT NOTE:</b>	ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY. BIDDERS SHOULD CONSIDER THE SUPPLEMENTAL SPECIAL PROVISIONS (PUSH-BUTTON CONTRACT ONLY) WHEN PREPARING THEIR BID.		
<b>INTERNET BIDDING:</b>	INTERNET BIDDING IS AVAILABLE FOR PROPOSAL E-6E02		

<b>CALL ORDER:</b> 004	<b>CONTRACT NO.:</b> E-6E45	<b>FIN NO(S).:</b> 419494-1-72-02	<b>COUNTY(IES):</b> MIAMI-DADE
SEALED BIDS ARE REQUESTED FOR PROVIDING LABOR, EQUIPMENT AND MATERIALS FOR SLOPE AND SMALL MACHINE MOWING AND LITTER REMOVAL OF VARIOUS PARCELS WITHIN THE SOUTH DADE MAINTENANCE AREA OF RESPONSIBILITY.			
<b>LENGTH OF CONTRACT:</b>	365 CALENDAR DAYS		
<b>PREQUALIFICATION REQUIREMENTS:</b>	NONE		
<b>OTHER REQUIREMENTS:</b>	<p>1. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF THE EQUIPMENT WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b> THIS SHALL INCLUDE THE FOLLOWING:</p> <ol style="list-style-type: none"> <li>i. Equipment Leased by the Contractor.</li> <li>ii. Equipment Owned by the Contractor.</li> <li>iii. Equipment that the Contractor intends to purchase. (If the contractor intends to purchase this equipment they must have a quote from the supplier and a letter of intent that they intend to purchase that equipment.)</li> </ol> <p>2. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF EMPLOYEES EMPLOYED OR LEASED BY THEIR COMPANY ALONG WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b></p> <p>3. THE PRIME CONTRACTOR SHALL BE REQUIRED TO SUBMIT WITH THEIR SEALED BID A CURRENT LETTER FROM A SURETY COMPANY OR BONDING AGENT AUTHORIZED TO DO BUSINESS IN THE STATE OF FLORIDA AND WRITTEN ON COMPANY LETTERHEAD, TO DOCUMENT THE BIDDER'S PRESENT ABILITY TO OBTAIN A CONTRACT BOND IN THE AMOUNT OF THE CONTRACT IF THEY ARE THE SUCCESSFUL BIDDER.</p>		
<b>CHARGE FOR DOCUMENTS:</b>	CHARGE FOR PLANS: NONE CHARGE FOR SPECIFICATIONS: NONE		
<b>BUDGET AMOUNT:</b>	\$57,000.00		
<b>DBE AVAILABILITY:</b>	N/A		
<b>IMPORTANT NOTE:</b>	ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.		

<b>CALL ORDER:</b> 005	<b>CONTRACT NO:</b> E-6E47	<b>FIN NO(S):</b> 420048-1-72-03	<b>COUNTY(IES):</b> MIAMI-DADE
SEALED BIDS ARE REQUESTED FOR PROVIDING LABOR, EQUIPMENT AND MATERIALS FOR SLOPE AND SMALL MACHINE MOWING AND LITTER REMOVAL OF VARIOUS PARCELS WITHIN THE NORTH DADE MAINTENANCE AREA OF RESPONSIBILITY.			
<b>LENGTH OF CONTRACT:</b>		365 CALENDAR DAYS	
<b>PREQUALIFICATION REQUIREMENTS:</b>		NONE	
<b>OTHER REQUIREMENTS:</b>		<ol style="list-style-type: none"> <li>1. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF THE EQUIPMENT WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b> THIS SHALL INCLUDE THE FOLLOWING: <ol style="list-style-type: none"> <li>i. Equipment Leased by the Contractor.</li> <li>ii. Equipment Owned by the Contractor.</li> <li>iii. Equipment that the Contractor intends to purchase. (If the contractor intends to purchase this equipment they must have a quote from the supplier and a letter of intent that they intend to purchase that equipment.)</li> </ol> </li> <li>2. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF EMPLOYEES EMPLOYED OR LEASED BY THEIR COMPANY ALONG WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b></li> <li>3. THE PRIME CONTRACTOR SHALL BE REQUIRED TO SUBMIT WITH THEIR SEALED BID A CURRENT LETTER FROM A SURETY COMPANY OR BONDING AGENT AUTHORIZED TO DO BUSINESS IN THE STATE OF FLORIDA AND WRITTEN ON COMPANY LETTERHEAD, TO DOCUMENT THE BIDDER'S PRESENT ABILITY TO OBTAIN A CONTRACT BOND IN THE AMOUNT OF THE CONTRACT IF THEY ARE THE SUCCESSFUL BIDDER.</li> </ol>	
<b>NOTE:</b> FAILURE BY THE PRIME CONTRACTOR TO PROVIDE ALL THE ITEMS LISTED WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b> MAY CONSTITUTE A NON-RESPONSIVE DETERMINATION FOR THEIR BID. <b><u>BIDS FOUND TO BE NON-RESPONSIVE WILL NOT BE CONSIDERED.</u></b>			
<b>CHARGE FOR DOCUMENTS:</b>		CHARGE FOR PLANS: NONE CHARGE FOR SPECIFICATIONS: NONE	
<b>BUDGET AMOUNT:</b>		\$70,000.00	
<b>DBE AVAILABILITY:</b>		N/A	
<b>IMPORTANT NOTE:</b>		ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.	

<b>CALL ORDER:</b> 006	<b>CONTRACT NO:</b> E-6E49	<b>FIN NO(S):</b> 252679-2-72-03	<b>COUNTY(IES):</b> MIAMI-DADE
SEALED BIDS ARE REQUESTED FOR PROVIDING LARGE MACHINE, SLOPE AND SMALL MACHINE MOWING AND LITTER REMOVAL, ON STATE ROAD 5 (SOUTH DIXIE HIGHWAY) FROM OLD CARD SOUND ROAD TO THE MIAMI-DADE / MONROE COUNTY LINE AND STATE ROAD 997 (KROME AVENUE) FROM SOUTHWEST 328 <sup>TH</sup> STREET NORTH TO OKEECHOBEE ROAD AND STATE ROAD 9336 (INGRAHAM HIGHWAY) FROM SOUTHWEST 187 <sup>TH</sup> STREET TO EVERGLADES NATIONAL PARK.			
<b>LENGTH OF CONTRACT:</b>		365 CALENDAR DAYS	
<b>PREQUALIFICATION REQUIREMENTS:</b>		NONE	
<b>OTHER REQUIREMENTS:</b>		<ol style="list-style-type: none"> <li>1. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF THE EQUIPMENT WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b> THIS SHALL INCLUDE THE FOLLOWING: <ol style="list-style-type: none"> <li>i. Equipment Leased by the Contractor.</li> <li>ii. Equipment Owned by the Contractor.</li> <li>iii. Equipment that the Contractor intends to purchase. (If the contractor intends to purchase this equipment they must have a quote from the supplier and a letter of intent that they intend to purchase that equipment.)</li> </ol> </li> <li>2. THE CONTRACTOR SHALL BE REQUIRED TO SUBMIT A LISTING OF EMPLOYEES EMPLOYED OR LEASED BY THEIR COMPANY ALONG WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b></li> <li>3. THE PRIME CONTRACTOR SHALL BE REQUIRED TO SUBMIT WITH THEIR SEALED BID A CURRENT LETTER FROM A SURETY COMPANY OR BONDING AGENT AUTHORIZED TO DO BUSINESS IN THE STATE OF FLORIDA AND WRITTEN ON COMPANY LETTERHEAD, TO DOCUMENT</li> </ol>	
<b>NOTE:</b> FAILURE BY THE PRIME CONTRACTOR TO PROVIDE ALL THE ITEMS LISTED WITH THEIR SEALED BID ON <b><u>NOVEMBER 29, 2007 AT 2:00 P.M.</u></b> MAY CONSTITUTE A NON-RESPONSIVE DETERMINATION FOR THEIR BID. <b><u>BIDS FOUND TO BE NON-RESPONSIVE WILL NOT BE CONSIDERED.</u></b>			

	THE BIDDER'S PRESENT ABILITY TO OBTAIN A CONTRACT BOND IN THE AMOUNT OF THE CONTRACT IF THEY ARE THE SUCCESSFUL BIDDER.
<b>CHARGE FOR DOCUMENTS:</b>	CHARGE FOR PLANS: NONE CHARGE FOR SPECIFICATIONS: NONE
<b>BUDGET AMOUNT:</b>	\$140,000.00
<b>DBE AVAILABILITY:</b>	N/A
<b>IMPORTANT NOTE:</b>	ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.

<b>CALL ORDER:</b> 007	<b>CONTRACT NO.:</b> E-6D99	<b>FIN NO(S).:</b> 250648-1-52-01	<b>COUNTY(IES):</b> MONROE
---------------------------	--------------------------------	--------------------------------------	-------------------------------

SEALED BIDS ARE REQUESTED FOR CHANNEL EXCAVATION AND INSTALLATION OF SHEET PILES IMPROVEMENTS FOR MITIGATION OF THE BOCA CHICA CHANNEL.

<b>LENGTH OF CONTRACT:</b>	120 CALENDAR DAYS
----------------------------	-------------------

<b>MANDATORY PRE-BID CONFERENCE:</b>	<b>Friday, November 2, 2007 AT 2:00 P.M.</b> IN THE FLORIDA DEPARTMENT OF TRANSPORTATION DISTRICT SIX "AUDITORIUM", 1000 NORTHWEST 111TH AVENUE, MIAMI, FLORIDA 33172.
--------------------------------------	--

<b>PREQUALIFICATION REQUIREMENTS: (REVISED)</b>	THE PRIME CONTRACTOR MUST BE PRE-QUALIFIED, AT A MINIMUM, IN THE CATEGORY OF REPAIR AND REHABILITATION OF MINOR BRIDGES IN ACCORDANCE WITH RULE CHAPTER 14-22 F.A.C. ON THE DATE OF THE LETTING IN ORDER TO RECEIVE THE BID DOCUMENTS.
---	--

<b>SPECIAL REQUIREMENTS:</b>	<p><b><u>FM No. 250648-1-52-01 Boca Chica Seagrass Restoration Project</u></b></p> <p><b><u>Items of Special Concern for Prospective Bidders</u></b>                  These Special Requirements are provided to ensure that damage to marine resources adjacent to the project site does not occur. The project site is located within the Florida Keys National Marine Sanctuary. There are shallow seagrass beds located immediately adjacent to the project site that will need to be traversed in order to access the project site. The FDOT is not permitted for impacts to these marine resources, thus it is imperative that no adverse impacts occur to these sensitive resources.</p> <p><b><u>Barge Operation</u></b> – The person in responsible charge of barge operations must be a licensed U.S. Coast Guard Captain.</p> <p><b><u>Barge / Boat Design</u></b> – A shallow draft barge and/or boat will be used to transport all equipment, supplies and personnel to the project site. All vessels must have a draft, fully loaded, that does not exceed 24 inches. No exceptions to this requirement are allowable.</p> <p><b><u>Vessel Access Plan</u></b> – Mean High Water (MHW) at the project site is 1.08 feet and Mean Low Water (MLW) is 0.21 feet. The overall average range of tides at the project site is 0.87 feet with an average tide of 0.58 feet. Controlling depths at the entrance to the project site are 2.0 feet at mean low water, and substantially lower during low, low tide events.</p> <p>In order to prevent resource damage using a vessel as specified above, the project will be accessed by water only during high phases of the tidal stage. Specifically, access to the site will be allowed only during tidal stages in excess of 1.0 feet. This access will be based on a Vessel Access Plan prepared by the contractor. The Vessel Access Plan must be approved by the FDOT DEMO office and submitted at least 14 days prior to the start of construction.</p> <p>Daily logs of vessel access to the project site will be maintained and be available for inspection on the project site. The log will include the time of access, anticipated tidal phase, ingress or egress event, and any comments regarding environmental observations (e.g. boat ran aground, seagrass observed floating in water). Copies of the daily logs will be provided to the DEMO on a weekly basis.</p> <p>A Global Positioning System (GPS) unit with a removable SD or equivalent data</p>
------------------------------	---

	<p>card will be maintained operational on all vessels accessing the project site during all ingress and egress events. Data from the GPS units will be provided to DEMO upon request to verify the timing and route of access events.</p> <p><b><u>Turbidity Control</u></b> – A floating turbidity curtain must be placed across the entrance to the project site and remain in place throughout construction. This turbidity curtain will be opened only to allow vessel access, and will be secured immediately after the vessel passes. The turbidity curtain will be inspected daily for integrity and proper function. A log must be maintained for all openings and closings of the curtain.</p> <p><b><u>Grounding and Scour Events</u></b> – Grounding events are defined as any contact of the vessel or propulsion system with the seafloor, and scour events include impacts to the seafloor resulting from vessel propulsion systems where direct impact has not occurred. Any un-anticipated grounding or scour events will be reported to DEMO immediately via the emergency contact numbers provided. A written grounding/scour report will be completed immediately following the event and will include a description of the event, time of the event, location of event (GPS coordinates), cause of the event, and any observable impacts to the seafloor resulting from the event. If a vessel becomes grounded, the contractor will not attempt to power the vessel off. Instead, the contractor should contact DEMO for guidance on addressing the problem.</p>
<b>CHARGE FOR DOCUMENTS:</b>	<p>CHARGE FOR PLANS: \$31.00 CHARGE FOR SPECIFICATIONS: \$ 9.00</p>
<b>BUDGET AMOUNT:</b>	\$1,500,000.00
<b>DBE AVAILABILITY:</b>	12%
<b>IMPORTANT NOTE:</b>	ACTUAL COMMITMENT AND FINAL EXECUTION OF THE CONTRACT IS CONTINGENT UPON AN APPROVED LEGISLATIVE BUDGET AND FUNDS AVAILABILITY.
<b>INTERNET BIDDING:</b>	INTERNET BIDDING IS AVAILABLE FOR PROPOSAL E-6D99

**PRELIMINARY BID RESULTS**

Bidders can obtain preliminary bid results after **2:00 p.m.** at: [www.dot.state.fl.us/contractsadministrationdistrict6](http://www.dot.state.fl.us/contractsadministrationdistrict6). Click on "Preliminary Bid Results", then "Click here", then click "D-6.", then click on the applicable letting date.

**PLAN HOLDERS LIST**

A list of plan holders may be obtained until 2:00 p.m. the MONDAY before bids are due by visiting the District Six website at [www.dot.state.fl.us/contractsadministrationdistrict6](http://www.dot.state.fl.us/contractsadministrationdistrict6). Click on "Plan Holder Lists", then click on the applicable letting date. Please note that the list of proposal holders is confidential seventy two (72) hours (three working days) prior to the 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).

**REQUESTING DOCUMENTS**

Florida Statutes 119.07 now requires that the Department obtain certification from all Contractors and Consultants who request building plans or bridge structure plans or drainage structure plans attesting to their acceptance of responsibility for the exempt nature of the public records information that they are receiving along with their agreement to maintain the exempt status of this information. Requests for Bid Documents, Proposal Forms, along with Plans and Specifications must be signed and submitted on a State of Florida Department of Transportation, Fax Order Form 375-000-02, containing the required public records exemption certification at the time of the request. This required form is available on the District Six website at [www.dot.state.fl.us/contractsadministrationdistrict6](http://www.dot.state.fl.us/contractsadministrationdistrict6).

The completed, signed Fax Order Form can be faxed to 305-470-5717 or mailed to the Florida Department of Transportation, District Contracts and Procurement Office, Room 6203, 1000 Northwest 111 Avenue, Miami, Florida 33172. PHONE ORDERS WILL NOT BE ACCEPTED.

Checks or money orders for projects associated with a charge should be made payable to the State of Florida Department of Transportation. Please include a completed signed Fax Order Form with your payment. For payment with a credit card,(American Express, Visa, MasterCard and Discover accepted), please select the type of card using and fill in the required information on the Fax Order Form and Fax the order to 305-470-5717. Orders should be placed to allow a minimum of five (5) days for processing time and delivery. Bidders shall be responsible for ensuring that they have received complete bidding documents, plans and/or specifications. No refunds will be made.

### **VENDOR REGISTRATION**

Effective immediately, all Contractors/Consultants/Vendors must be registered in the State of Florida's MyFloridaMarketplace system by the time and date the bids are due or they will be considered non-responsive. All Contractors/Consultants/Vendors that are not registered should go to <https://vendor.MyFloridaMarketplace.com/> and complete the on-line registration, or call 1-866-352-3776 for assisted registration. A current State of Florida Vendor Registration Number is required for order processing.

### **DISADVANTAGED BUSINESS ENTERPRISE AVAILABILITY**

THE DISADVANTAGED BUSINESS ENTERPRISE AVAILABILITY, IF APPLICABLE, FOR THESE PROJECTS ARE SHOWN ALONG WITH THE LENGTH AND DESCRIPTION IN THIS BID SOLICITATION NOTICE, PLEASE CHECK THE SPECIAL PROVISIONS FOR INSTRUCTIONS FOR SUBMISSION OF DBE AFFIRMATIVE ACTION PLAN.

All work is to be done in accordance with the plans, specifications, and special provisions of the State of Florida Department of Transportation.

### **PREQUALIFIED CONTRACTOR NOTE**

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. If deemed necessary by the Department, certain maintenance contracts will contain specific requirements for maintenance contractor eligibility.

### **BIDDER'S 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 submit on the day of the letting, a Certification of Current Capacity that shall be executed under oath and be accompanied and supported by a Status of Contracts on Hand Report. These documents must be included in at least one proposal for each letting that the Contractor submits bids. Failure to submit these documents may result in a determination that all bids submitted by the Contractor for that letting are non-responsive or irregular and not to be considered.

### **BID BOND**

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 Department of Transportation must accompany each bid in excess of \$150,000.00. A check or draft in an amount less than five per cent (5%) of the actual bid will invalidate the bid. Bid Bonds shall conform to the Department of Transportation Form 375-020-09 furnished with the Proposal.

### **WAGE RATES**

Wage Rates: 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 \$6.67 per hour effective January 1, 2007.

### **AFFIRMATIVE ACTION**

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.

### **DBE/MBE PARTICIPATION DATA BASE INFORMATION**

Please complete, sign, and return the applicable DBE/MBE 'Bid Opportunity List' Forms as stipulated in the subject bid packages.

### **DEBARMENT OR SUSPENSION OF CONTRACTOR**

The following statement shall be included in all bids submitted to the Department: "By signing and submitting this proposal, we/I certify 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."

### **AUTHORIZED TO DO BUSINESS IN THE STATE OF FLORIDA**

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

### **INSURANCE**

The successful bidder shall submit current general liability insurance and workers's compensation insurance certificates for the duration of the contract. 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 Six website at [www.dot.state.fl.us/contractsadministrationdistrict6](http://www.dot.state.fl.us/contractsadministrationdistrict6). Click on "Addenda", select the current year, and then select the applicable letting date. 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.**

### **NOTICE OF INTENT TO AWARD (POSTING NOTICE)**

Unless bidders are notified by Fax transmission, express delivery, e-mail or certified mail, return receipt, the Department's intended award will be posted at the **Florida Department of Transportation, District Contracts and Procurement Office, Room 6203, 1000 Northwest 111 Avenue, Miami, Florida 33172, at 5:00 p.m. (EST), on December 12, 2007** and will remain posted for a period of seventy-two (72) hours. The Posting Notice will also be available on the District Six website at [www.dot.state.fl.us/contractsadministrationdistrict6](http://www.dot.state.fl.us/contractsadministrationdistrict6). Posting provides notice of the Department's intent to award a contract or to reject any or all bids.

### **RIGHT TO REJECT ANY OR ALL BIDS**

Bidders are hereby notified that when bids for projects under \$250,000.00 are 15% under/above and for projects over \$250,000.00 are 10% under/above the Official Engineer's Estimate, the decision to award or reject must be made by the Awards Committee with appropriate minutes to document decisions. In the event any of the bids are rejected for this reason, the project may be deferred for re-advertising for bids until such time that a more competitive situation exists. In addition, award of all federally funded projects will be subject to Federal Highway Administration concurrence.

The Department reserves the right to reject any or all bids.

### **PROTEST RIGHTS: BID SOLICITATION / NON AWARD / CONTRACT AWARD**

Pursuant to Florida Statutes, Section 337.11 (5)(a), any person who files an action protesting a bid solicitation, a bid rejection, or an award pursuant to this section shall post with the Department, at the time of filing a notice of protest, a bond payable to the Department in the following amounts:

1. For an action protesting a bid solicitation that requires qualification of bidders, the bond shall be \$5,000.
2. 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.
3. For an action protesting a bid solicitation, bid rejection, or contract award that does not require qualification of bidders, the bond shall be \$2,500.

- (a) The bond required by this subsection shall be conditioned upon the payment of all costs which may be adjudged against the person filing the protest in the administrative hearing in which the action is brought and any subsequent appellate court proceeding. If, after completion of the administrative hearing process and any appellate court proceedings, the Department prevails, it shall recover all costs and charges which shall be included in the final order or judgment, excluding attorney's fees. Upon payment of such costs and charges by the person filing the protest, the bond shall be returned to him or her. If the person filing the protest prevails, he or she shall recover from the Department all costs and charges which shall be included in the final order or judgment, excluding attorney's fees. The entire amount of the bond shall be forfeited if the administrative law judge determines that a protest was filed for a frivolous or improper purpose, including, but not limited to, the purpose of harassing, causing unnecessary delay, or causing needless cost for the Department or parties.
- (b) As an alternative to any provision in Florida Statutes 120.57(3)(c), the Department may proceed with the bid solicitation or contract award process when the head of the Department sets forth in writing particular facts and circumstances which require the continuance of the bid solicitation process or the contract award process in order to avoid a substantial loss of funding to the state.
- (c) A person may not file a protest on any project for which he or she is not certified to bid pursuant to Florida Statutes 337.14.

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, Haydon Burns Building, 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. Call for bond forms and pertinent information.

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.

#### 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 description.

#### EMAIL SUBSCRIPTION LIST

To be included on the e-mail subscription list, go to <http://www.dot.state.fl.us/cc-admin/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/distweb.htm>.

#### NEW BIDDERS TRAINING SESSION

The Department is offering first-time bidders the opportunity to attend a training session on how to do business with Florida Department of Transportation and how to properly fill out bidding documents. . Please call 305-470-5404 for further details.

STATE OF FLORIDA DEPARTMENT OF TRANSPORTATION



Kenneth Robertson  
District Contracts and Procurement Manager  
District Contracts and Procurement Office

#### 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, 6:00 a.m. to 5:00 p.m. eastern 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.