

Contract # E1T96Financial Project # 444792-1-52-01

(Exhibit 1)
State of Florida
DEPARTMENT OF TRANSPORTATION
INVITATION TO BID

During the period of time that state-owned buildings are closed to the public as a result of the current pandemic related to COVID-19, the Department will accept bids on Fixed Capital Outlay projects by electronic mail or, if bidders elect to, by hard copy submission using USPS, UPS, FedEx, etc. Regardless of the method of submission, the bid must be received by the Department by the date and time identified in the project advertisement. Bid Bonds will be received in the same manner described as above for the bid. Proposal Guaranty's secured as certified checks, cashier's checks, etc. will need to be submitted via USPS, FedEx, UPS, etc., and be received by the Department by the date and time identified in the advertisement. Submit Bids electronically to D1.Purch@dot.state.fl.us

Bids are due: date and local time: Tuesday, October 20, 2020 at 11:00 AM

FINANCIAL PROJECT NO.: 444792-1-52-01 **CONTRACT NO.:** E1T96

PROJECT NAME: Provide and Install Two (2) Blue Star Power System Generators

PROJECT LOCATION: Florida Department of Transportation, 2730 SR 60 West, Bartow, FL 33830

PROJECT DESCRIPTION: Work consist of Providing and Installing Two (2) Blue Star Power System Generators.

LAST DATE TO SUBMIT TECHNICAL QUESTIONS: Tuesday, September 22, 2020 at 5:00 PM via email to D1-contracts@dot.state.fl.us

A MANDATORY PREDIB MEETING will be held on Wednesday, September 16, 2020 at 9:00 am, virtually. An Owner representative will be present to discuss plans, specifications and conditions of the project. The Owner's Project Manager is: **Chad Lewis** and may be reached at d1-contracts@dot.state.fl.us

LATE ARRIVALS TO MANDATORY PRE-BID MEETINGS: All bidders must be signed in prior to the start of the Mandatory pre-bid meeting. *NOTE: Any contractor who fails to attend a mandatory pre-bid meeting will not be eligible to bid on the project.*

PLANS AND SPECIFICATIONS: Specifications and Scope of Work can be printed from the Advertisement. Complete a copy of the Fax Order Form and e-mail to d1-contracts@dot.state.fl.us for copies of the plans. Bidding Documents will be given out after the Mandatory Pre-Bid Meeting.

Bid Proposal documents will not be issued after (date and local time): Monday, October 19, 2020 at 11:00 AM

MINORITY BUSINESS ENTERPRISES (MBE) UTILIZATION: The Owner encourages the recruitment and utilization of certified and non-certified minority businesses. The Owner, its contractors, suppliers, and consultants should take all necessary and reasonable steps to ensure that minority businesses have an opportunity to compete for and perform contract work for the Owner in a nondiscriminatory environment.

BID PROPOSAL: Bids must be submitted in full accordance with the requirements of the Drawings, Specifications, Bidding Conditions, and Contractual Conditions, which may be examined and obtained from: (who, when, where, and phone)

INSURANCE: The awarded Bidder is responsible for maintaining the insurance coverage specified in the Non-Technical Specifications for the duration of this project.

PREQUALIFICATION: Each bidder shall submit with their sealed bid a current license issued by the State of Florida (**General Contractors**) and, if a Florida Corporation, a copy of the Corporate Charter as prequalification of their eligibility with the bid document to the Department of Transportation, Contracts Administration Office. Each bidder must also meet the following:

1. Company has been in business for at least five (5) years.
2. Must complete Exhibit 16 - Financial Qualification and it must show a positive net worth.

The bid will be rejected if a copy of the Contractor's License is not included either with the bid or provided to the Owner prior to the Letting. After the bid opening, the lowest responsive bidder shall qualify in accordance with this contract document.

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BID BOND: If the bid amount exceeds \$100,000, the bidder must provide with the bid, a Bid Guaranty of five percent (5%) of the actual total bid in the form of a certified check, cashier's check, treasurer's check, bank draft of any national or state bank, or a surety Bid Bond made payable to the Department of Transportation. A Bid Guaranty in an amount less than five percent (5%) of the actual bid will invalidate the bid. Bid Bonds shall conform to the Departments Bid/Proposal Bond Form furnished with the proposal package.

PERFORMANCE BOND and LABOR AND MATERIALS PAYMENT BOND: If the contract award amount exceeds \$100,000, both a Performance Bond and a Labor and Material Payment Bond of 100% each of the contract sum are required at the time of award.

BID POSTING / CONTRACT AWARD: The Bid Tabulation and Notice of Award Recommendation will be posted at the following location, date and local time: Thursday, October 29, 2020 by 4:00 pm at <https://www.fdot.gov/contracts/d1/fco-contracts/fco.shtm> and http://www.myflorida.com/apps/vbs/vbs_main_menu
In the event the Bid Tabulation and Notice of Award Recommendation cannot be posted in this manner, all bidders will be notified by Via e-mail. If no protest is filed the Owner will award the contract to the qualified, responsive low bidder. The Owner reserves the right to reject any or all bids.

BID SOLICITATION/AWARD/NON-AWARD PROTEST RIGHTS: Any person adversely affected by this Bid Solicitation shall file a notice of protest within 72 hours of receipt of the bid documents in accordance with Section 120.57(3), Florida Statutes and Rule Chapter 28-110, Florida Administrative Code. Any person adversely affected by the intended decision of the Owner to award a contract or to reject all bids shall file a notice of protest within 72 hours after the posting of the Summary of Bids (bid tabulation). If notice of intended decision is given by certified mail, express or fax delivery, the adversely affected person must file the notice of protest within 72 hours after receipt of the notice of intent.

A formal written protest must be filed within 10 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. All protests must be submitted in accordance with Section 120.569 and 120.57, Florida Statutes. The required notice of protest and formal protest must each be timely filed with the Clerk of Agency Proceedings, Office of General Counsel, 605 Suwannee Street, Room 550, MS-58, Tallahassee, Florida, 32399-0450. 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.

DISCRIMINATION CLAUSE: An entity or affiliate who has been placed on the discriminatory vendor list may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity, per Section 287.134(3)(a), Florida Statutes.

PUBLIC ENTITY CRIME INFORMATION STATEMENT: A person or affiliate who has been placed on the convicted vendor list following a conviction for a public entity crime may not submit a bid on a contract to provide any goods or services to a public entity, may not submit a bid on a contract with a public entity for the construction or repair of a public building or public work, may not submit bids on leases of real property to a public entity, may not be awarded or perform work as a contractor, supplier, subcontractor, or consultant under a contract with any public entity, and may not transact business with any public entity in excess of the threshold amount provided in Section 287.017, Florida Statutes, for Category Two for a period of 36 months for the date of being placed on the convicted vendor list.

STATE OF FLORIDA, DEPARTMENT OF TRANSPORTATION

DocuSigned by:
Don Naylor
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Don Naylor,
District Contracts Administrator