

BID SOLICITATION NOTICE – District 4
FLORIDA DEPARTMENT OF TRANSPORTATION
CONSTRUCTION AND MAINTENANCE PROGRAMS
FDOT District 4- Office of Procurement
3400 W. Commercial Blvd. Ft. Lauderdale, FL 33309

Ft. Lauderdale, FL
May 27, 2022
Advertisement No. 1

REQUEST FOR PROPOSALS FOR ASSET MAINTENANCE CONTRACT

This is a performance-based project includes all sections and sub sections of State Road Corridors identified in the RFP & Scope of Services in Martin County, excluding US1, A1A, and I-95. Project includes Park & Ride located SR 714 Martin Highway and Turnpike Interchange.

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). Each project will be scored on its own merit.

PROPOSAL ID: E4V95 PROJECT(S): 450559-1-72-01

COUNTY: Martin

DESCRIPTION:

This performance-based contract requires diligent inspection, effective management, and efficient performance of maintenance on all components of the transportation facility as identified herein. In performing the duties under the terms of this contract the Contractor is, by extension, representing the Department's work force for the areas and assets specified in this contract. Unless otherwise specifically stated, all maintenance activities within the limits of this contract are to be performed by the Contractor.

The Department will not direct specific work as in most traditional maintenance contracts. This performance-based contract requires the Contractor to determine the work needs, perform the work, and continually produce a quality product. The Department is entrusting the Contractor to care for and maintain select roadways, structures, and facilities of Florida's state roads and expects the Contractor to take pride in performing a high level of maintenance. The continual quality of the maintenance of the roadways, structures, and facilities will be a direct reflection, under public scrutiny, of the quality and integrity of the Contractor.

The Department will evaluate the Contractor's level of maintenance and quality of work performed both randomly and systematically.

A MANDATORY PRE-PROPOSAL MEETING

There will not be a mandatory or non-mandatory Pre-Proposal Meeting for this Contract.

Bids for this project will not be received through Bid Express.

- Contract Time: 6 Years
- Contract Execution Days: 10
- Acquis/Flexible Start Time: 13
- Budget Amount: \$16,021,425.20

Funded in multiple years. Award of this contract is contingent upon Annual Legislative Budget Approval of future Fiscal Years Funds.

A project information file will be provided through procurement office that will have data relating to the upcoming contract. You must complete Form 050-020-26 EXEMPT DOCUMENTS / SECURITY SYSTEM PLAN DISTRIBUTION FORM, sign, and return with a copy of the ID to the email D4.Designbuild@dot.state.fl.us to receive the Informational Files.

Technical and Price Proposals are due on July 15, 2022 at 11:30 A.M. (EST) Proposal for the projects in this Bid Solicitation Notice must be received electronically via email to D4.Designbuild@dot.state.fl.us until 11:30 AM Local Time on July 15, 2022.

A Proposal Guaranty in the amount of five percent (5%) of the total bid amount shall be received by the Department on or before the day and the time that the Price Proposal is due. If an electronic Proposal Guaranty is not submitted and received through Surety2000 or SurePath, the original Proposal Guaranty in the form of Bid or Proposal Bond (Form No. 375-020-09) shall be submitted to and received by the Department at the address below:

Department of Transportation - District IV
Procurement Office
Ana Silva
3400 West Commercial Boulevard
Fort Lauderdale, FL 33309

There will be a separate opening for the reading of Technical and for the Price Proposal. Public Announcement of Technical Scores, opening of sealed Bid Price Proposals and announcement of prices will be held on August 19, 2022 at 11:30 A.M. (EST) at D4 District Office, 3400 W Commercial Blvd, Ft. Lauderdale, FL 33309.

Agenda: a) Opening Remarks; b) 15 minutes of public input; c) Reading of bids; d) Closing. Anyone needing special accommodations under the Americans with Disabilities Act of 1990 should send an email to: margaret.simpkins@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.

DEADLINE FOR PROPOSALS AND PROPOSAL HOLDERS LIST

The deadline for obtaining bid packages shall be 24 hours prior to the scheduled letting date and time. A list of plan holders may be obtained by visiting the District Contracts Administration website at: www.fdot.gov/contracts/d4, click "Asset Maintenance". 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 District Four Contracts Office web-site at this link: <http://www.fdot.gov/contracts/d4/>.

PREQUALIFICATION

Contractors must have a current certificate of qualification in accordance with Florida Statute 337.14(1) and Rule Chapter 14-22, Florida Administrative Code, on the date of the letting to bid on construction projects over \$250,000.00 as established by the Department's budget. 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.

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.fdot.gov/contracts/PreQual_Info/prequalified.shtm to the Department every 30 calendar days.

CONFLICT OF INTEREST

A contractor who performs a constructability review on a design contract or who participates in a value engineering study workshop or cost risk analysis workshop, is prohibited from bidding on the construction of that contract.

SCRUTINIZED COMPANIES

A company that is on the Scrutinized Companies with Activities in Sudan List, is on the Scrutinized Companies with Activities in the Iran Petroleum Energy Sector List, or is engaged in business operations in Syria, 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.

A company that is on the Scrutinized Companies that Boycott Israel List or is engaged in a boycott of Israel may not bid on, submit a proposal for, or enter into a contract with an agency or local government entity for goods or services

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 120.57, Florida Statutes, any person adversely affected by a **bid solicitation** shall file both a notice of protest and bond within 72 hours after posting of the Bid Solicitation Notice, 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, FAX (850) 414-5264. Failure to file a protest within the time prescribed in Section 120.57(3), F.S., or failure to post the bond or other security required by law within the time allowed for the filing a bond shall constitute a waiver of proceedings under Chapter 120, Florida Statutes.

Pursuant to Section 120.57, 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 affected 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, FAX (850) 414-5264. 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.

Interested parties can visit our Internet web site at <http://www.fdot.gov/contracts/>. Information regarding projects posted with the Clerk of Agency Proceedings, Proposal holders, Plan and Special Provisions holders, preliminary letting results, and other noteworthy information is provided on this website. Please note that, for compliance with Florida Statute 337.168(2), the Proposal holder and the Plan and Special Provision holder listings are not published beginning three working days prior to the letting until after the letting.

In the event multiple responsive bidders submit identical proposals (bids), the Department will determine the order in which proposals are to be considered for Contract award in accordance with Florida Laws, and any applicable Rules.

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 Districts Contracts Administration website at: www.fdot.gov/contracts/d4, 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: <https://fdotwp1.dot.state.fl.us/BidQuestionsAndAnswers/Proposal.aspx/SearchProposal>.

PROPOSAL GUARANTY

For bids over \$150,000.00, the standard proposal guaranty of 5% of the bid will be required, unless otherwise stipulated in the proposal advertisement. 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 Proposal Guaranty made payable to the Florida Department of Transportation must be received for 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. Proposal Guaranty shall substantially conform to DOT Form 375-020-09 furnished with the Proposal.

Surety2000 or SurePath electronic Proposal Guaranty 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 Proposal Guaranty will 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. If an electronic proposal guaranty is not being submitted, the bidder must submit an original proposal guaranty. (A fax or a copy sent as an attachment will not be accepted.)

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 it 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.

DBE PARTICIPATION

Disadvantaged Business Enterprise (DBE) Availability Goal Information is contained in the Bid Solicitation Package. DBE Participation and Bidder Opportunity List for Prime Contractors shall be reported in the **Equal Opportunity Compliance (EOC)** system no later than 3 business days of submission of the bid. The EOC system is a web based application for Prime Contractors, statewide, to report their Bidder Opportunity List, DBE Commitments, and DBE/MBE Subpayments. Complete and submit the DBE Participation (i.e. DBE Commitments) and Bid Opportunity List in the EOC.

More information regarding EOC can be referenced at: <https://www.fdot.gov/equalopportunity/eoc.shtm>

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

For projects with mandatory Pre-Bid Meeting, proposals (BIDDING DOCUMENTS) will be issued only to the attendees of the meeting. Prospective bidders ordering bidding documents prior to the Pre-Bid Meeting will be given access to download the

bidding documents within 24 hours after the Pre-Bid Meeting. Those prospective bidders ordering the documents after the Pre-Bid Meeting will need to contact the office advertising the project to confirm attendance and receive access to download the bidding documents. Please contact the office at least two working days prior to the deadline for obtaining bidding documents to allow time for processing.

LATE ARRIVALS TO MANDATORY PRE-BID MEETINGS

All bidders must be present and signed in prior to the start of the mandatory pre-bid 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 access the New Bidder's Orientation document at: https://fdotwww.blob.core.windows.net/sitefinity/docs/default-source/contracts/new-bidders-orientation.pdf?sfvrsn=aef131ae_2

POSTING NOTICE

The bid tabulation and intent to award will be posted on **August 29, 2022**, or **September 05, 2022** at www.fdot.gov/contracts/d4 click the "Asset Maintenance" and select letting date from the Listings 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.

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, or sex 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 <https://www.fdot.gov/contracts/cpp-online-ordering/bidder-assist.shtm> Standard Specifications for Road and Bridge Construction 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://fdotwp1.dot.state.fl.us/reportsubscriptions/> and fill out the necessary information to "Subscribe". To obtain information concerning other districts, go to <http://www.fdot.gov/contracts/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.

By submitting a bid, the contractor/consultant/vendor agrees to comply with section 20.055(5). Florida Statute, and to incorporate in all subcontracts the obligation to comply with section 20.055(5) Florida Statute.

**Florida Department of Transportation
Notice to Contractors Index**

Published: May 27, 2022

Letting ID: 04220819

Please use the following proposal ID and the letting ID when ordering plans/proposal or specifications for the August 19, 2022 letting.

Page Number	Proposal Id	Proposal Notes	Fin Proj Numbers	County
7	E4V95		45055917201(*)	MARTIN

Proposal Note Codes:

Note: () indicates lead project*

Florida Department of Transportation
Bid Solicitation Notice and Approximate Quantities

Letting: 04220819 Call Order: 001 Proposal: E4V95 District:04

Counties: MARTIN

Road Name: MARTIN COUNTY ASSET MAINTENANCE

Limits: Midpoint

Project(s): 45055917201(*) Federal Aid No: N/A

Total Roadway Length: 0.000 Miles Contract Days: 2192

Total Bridge Length: 0.000 Miles Letting Date: 08/19/22

Total Proposal Length: 0.000 Miles Contract Execution Days: 10

Special Start Date: N/A

Aquis/Flexible Start Time: 13

Proposal Budget Estimate: \$16,021,424.00

Please read the full advertisement

Description:

This performance-based contract requires diligent inspection, effective management, and efficient performance of maintenance on all components of the transportation facility as identified herein. In performing the duties under the terms of this contract the Contractor is, by extension, representing the Departments work force for the areas and assets specified in this contract. Unless otherwise specifically stated, all maintenance activities within the limits of this contract are to be performed by the Contractor. The roadways, structures, and facilities included in the scope of this contract are as follows:

This project includes all sections and sub sections of State Road Corridors identified in RFP & Scope of Service in Martin County, excluding US1, A1A, and I-95. Project includes Park & Ride located SR 714 Martin Highway and Turnpike Interchange.

SPECIAL DATES:

- TECHNICAL AND PRICE PROPOSALS DUE (MUST BE DUE SAME TIME): Friday, 07/15/2022 at 11:30AM
 Proposal for the projects in this Bid Solicitation Notice must be received via email to D4.Designbuild@dot.state.fl.us before 11:30 AM Local Time.
- TECHNICAL EVALUATORS COMMITTEE MEETING AND PUBLIC ANNOUNCEMENT OF TECHNICAL SCORES, PUBLIC OPENING OF PRICE PROPOSALS AND PUBLIC ANNOUNCEMENT OF PRICES: Friday, 08/19/2022 at 11:30 AM
 D4 District Office, 3400 W Commercial Blvd, Ft. Lauderdale, FL 33309
- SELECTION COMMITTEE MEETING: Monday, AUGUST 29, 2022 at 09:15 AM
 D4 District Office, 3400 W Commercial Blvd, Ft. Lauderdale, FL 33309

SPECIAL NOTES:

- PERFORMANCE BOND: A Contract / Performance bond is required for this project.
- Award of this contract is contingent upon Annual Legislative Budget Approval of Future Fiscal Year funds.
- Lump Sum - award and bond based on bid amount.

Please read section 7-13, 7-13.1, 7-13.2, 7-13.3, & 7-13.3.1. for the Scope/Spec package.

INSURANCE REQUIREMENTS FOR EXECUTION:

1. Workers Compensation Insurance
2. Commercial General Liability Insurance

INSURANCE REQUIREMENTS PRIOR TO PERFORMANCE OF ANY WORK WITHIN RAILWAY RIGHT-OF-WAY LIMITS

1. Insurance Required for Construction and Maintenance at Railroads
2. CSXT Protective Public Liability and Property Damage Liability Insurance

Call Order: 001 Proposal: E4V95

ALT	Item	Description	Unit	Quantity
Section 0001 ASSET MAINTENANCE (LS)				
	0999- 16-	PARTNERING, DO NOT BID	LS	1.000
	0999- 20- 1	DISPUTES REVIEW BOARD, MEETING- DO NOT BID	DA	1.000
	E099- 2-	PERIODIC PAYMENTS OF LUMP SUM	EA	72.000