

Florida Department of Transportation

District 4

Notice to Contractors- E4V02

The Department of Transportation (Department) is soliciting contracting services for the Construction Manager / General Contractor (CM/GC) project identified below.

QUALIFICATION REQUIREMENTS: The CM/GC must have a current certificate of qualification in accordance with Section 337.14 (1) Florida Statutes, and Rule Chapter 14-22, Florida Administrative Code, for the following work class:

- 1 – Bascule Bridge Major Bridge – Bascule Span

RESPONSE REQUIREMENTS:

SELECTION PROCESS: The Construction Manager/General Contractor (CM/GC) project is procured pursuant to Innovative Highway Projects, Florida Statutes, Section 337.025.

For this project, the Department will conduct a one-phase procurement process. The interested qualified CM/GC firms must submit a Letter of Interest (LOI) for this project to the indicated requesting unit by the time and date indicated as the Response Deadline. It is the responsibility of the CM/GC firm to ensure that the complete LOI and related documents are timely received by the Department.

The LOI will be limited to five (5) 8½"x11" pages with a minimum font size of ten (10) and include 1" margins on all sides. In the LOI, please provide the name, address, phone number, and e-mail address for the CM/GC firm contact person and the qualification status of the contractor in accordance with Florida Administrative Code, Rule 14-22. Resumes are to be submitted as noted below and are limited to one 8½"x11" page per person, with the same font and margin restrictions as the LOI. Resumes will not counted toward the five (5) page LOI limitation. Please provide one (1) page resume for each of the following four (4) key staff positions and up to five (5) additional resumes of personnel who best highlight the experience and expertise of the CM/GC firm for this project, as applicable:

1. CM/GC Project Manager
2. Design Coordinator
3. Construction Foreman
4. Senior Millwright (Industrial Mechanic)

A one (1) page 11"x17" organization chart shall be provided and is also excluded from the page count. Please note: If the contractor does not have performance history working with the Department or if the performance history is no longer current (older than 5 years), they are permitted to submit evidence of their past performance, including evaluations or grades and letters of reference, or recommendations (provide contact information for verification purposes). The past performance information is limited to three (3) 8½"x11" pages total and is restricted to firms without performance history with the Department and/or to firms whose performance history with the Department is no longer current (older than 5 years). The additional three pages will not count toward the five (5) page limitation of the LOI, and must follow the same font and margin restriction as the LOI. Note: Resumes, Organizational Chart and three (3) pages of Performance History with the Department are not considered in the five (5) page count/limitation for the LOI. Cover sheets, photos, charts, etc. or other documentation not specifically listed as exclusions will be considered in the page count limitation.

The Department will judge the relative ability of each submitting company/entity to perform the required services based on qualification information and the LOI. The following factors shall be considered by the Technical Review Committee in developing the final ranking recommendation:

1. Project Understanding and Approach
2. CM/GC and Project Relevant Experience
3. Relevant Experience of Key Personnel Proposed
4. Project Management Plan
5. Staffing Plan and Availability of Resources

The Technical Review Committee will develop a consensus recommendation of the CM/GC firm's final ranking for Selection Committee's review. The consensus recommendation will be transmitted to the Selection Committee by the Procurement office. The Selection Committee will make the final decision to award based on the Technical Review Committee's recommendation and any other pertinent consideration factors, as determined by the Selection Committee.

Actual commitment and final execution of contracts are contingent upon an approved legislative budget and availability of funds.

Response Requested:	Letter of Interest
Maximum Number of LOI Pages:	5
Project Description:	Emergency Repair to CSXT New River Railroad Movable Bridge – Construction Manager / General Contractor (CM/GC)
Contract Number:	E4V02
Financial Project Number:	448375-1-52-01
Project Manager:	July Jimenez, P.E.
Contract Lump Sum Amount	\$50,000 (Phase I, Pre-Construction Services)
Contract Duration:	30 days (Phase I, Pre-Construction Services) 45 days, estimated (Phase II, Construction Services)
RFP	Attached
OPEN BOOK COST ESTIMATING	Attached

Exempt Documents are available for this project: To receive the documents, please download and complete the Exempt Documents Request Form No. 050-020-26 that can be found on this website. You will need to submit it along with a copy of the requestor's photo ID as specified per the form to the Procurement Office at d4.designbuild@dot.state.fl.us. The documents will be emailed to you upon receipt of this form.

Schedule - The times displayed are Eastern Standard time:

Type	Date - Time
Advertisement Date	10/30/2020
Project Meeting/Site Visit* Date/Time	11/09/2020 10:00 am
Response LOI Deadline Date/Time	11/16/2020 11:00 am
Technical Review Committee Ranking Meeting Date/Time	11/18/2020 9:00 am
Final Selection Meeting Date/Time	11/20/2020 2:00 pm

***PROJECT MEETING/SITE VISIT INSTRUCTIONS:** All Proposers are limited to two (2) participants attending the project meeting overview and site visit. All participants are required to have taken the South Florida Regional Transportation Authority (SFRTA) Roadway Worker Protection (RWP) training and are required to meet all SFRTA Personal Protective Equipment (PPE) requirements. Any participants requiring RWP training must request the training no later than Monday, November 2, 2020 10:00 am. Any person requiring the SFRTA RWP training must contact Ms. Yanique Kelly (Railroad Coordinator - District Four). Ms. Kelly can be reached by phone at 954-777-4561 or email yanique.kelly@dot.state.fl.us

LOI RESPONSE TO:

Attn.: Margaret Simpkins

Submittals must be email to: d4.designbuild@dot.state.fl.us

Phone: 954-777-4612

Physical Address: 3400 W. Commercial Blvd., Ft. Lauderdale, FL 33309

COMMUNICATIONS BETWEEN CM/GC AND DEPARTMENT: All communications between interested firms and the Department must be directed to the Department's Procurement Office. Questions must be sent to the email addresses below:

Margaret Simpkins, District Contracts Administrator at d4.designbuild@dot.state.fl.us

Phone: 954-777-4612

Questions and responses will be shared with all CM/GCs.

MANDATORY PROJECT MEETING/SITE VISIT: For this project a mandatory Project Meeting/Site Visit is established. Letters of interest will be accepted only from the attendees of the meeting.

All bidders must be present and signed in prior to the start of the mandatory project meeting/site visit. Anyone not signed in at the commencement of the meeting will be considered late and will not be allowed to submit a Letter of Interest.

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 Bid Solicitation Notice Page 5 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.

INSPECTOR GENERAL: The contractor (CMGC) agrees to comply with section 20.055(5), Florida Statutes, and to incorporate in all subcontracts the obligation to comply with section 20.055(5), Florida Statutes.

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.

INSURANCE: The successful bidder shall submit current general liability insurance and workers 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.

For Construction at Railroads, pursuant to section 7-13.3 of the Standards and Specification: Procure and maintain Railroad Protective Liability Coverage (ISO Form CG 00 35) where the South Florida Regional Transportation Authority- SFRTA (801 NW 33rd Street, Pompano Beach, FL 33064) is the Named Insured and FDOT and CSX each in the State of Florida are each an Additional Insured and where the limits are not less than \$2,000,000 combined single limit for bodily injury and/or property damage per occurrence, and with an annual aggregate limit of not less than \$6,000,000. The insurance described herein shall be maintained through final acceptance of the work. Both the Department and SFRTA shall be notified in writing within ten days of any cancellation, notice of cancellation, renewal, or proposed change to any policy or coverage described herein. Be sure to include a description of work and contract number on the certificate. The Department's approval or failure to disapprove any policy/ies, coverage, or ACORD Certificates shall not relieve or excuse any obligation to procure and maintain the insurance required herein, nor serve as a waiver of any rights the Department may have.

In lieu of providing Railroad Protective Liability Insurance coverage, the Bidder may provide Commercial General Liability Insurance coverage that permits Work within a rail corridor, which shall be clearly stated on the Insurance Certificate. Total coverage limits shall be \$2,000,000 per

occurrence, \$6,000,000 aggregate. The following statement **MUST** be included in the comments/job description portion of the COI: This policy insures work to be performed within a Railroad Right of Way.

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) <https://www.fdot.gov/contracts/PreQual-Info/prequalified.shtm> to the Department every 30 calendar days.

DBE PARTICIPATION: DBE Participation and Bidder Opportunity List for Prime Contractors should be reported in the Equal Opportunity Compliance (EOC) system. The EOC system is a web-based application for Prime Contractors, statewide, to report their Bidder Opportunity List, DBE Commitments, and DBE/MBE Subpayments. Please 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: <http://www.fdot.gov/equalopportunity/eoc.shtm>

DBE AND NON-DBE SMALL BUSINESS ASPIRATION GOAL: It is the policy of FDOT to encourage the participation of small businesses and disadvantaged business enterprises ("DBE") in all facets of the business activities of FDOT, consistent with applicable laws and regulations. FDOT has established an aspiration goal of 10.65% DBE usage and an additional 3% non-DBE Small Business usage for the subject Project. Firms proposing for this Project shall aspire to have 10.65% or more of the total contract costs performed by DBEs, and an additional three percent (3%) or more of the total contract costs performed by non-DBE small businesses. Although not a contract requirement, FDOT believes that the aforementioned aspiration goal can realistically be achieved based on current availability of DBEs and small businesses. FDOT further believes that the 13.65% overall goal can be achieved through race neutral means, using standard competitive procurement processes. Pursuant to the provisions of Section 339.0805, Florida Statutes, and Rule 14.78.005, Florida Administrative Code, FDOT has adopted rules to provide certified DBEs opportunities to participate in the business activities of FDOT as vendors, contractors, subcontractors, and consultants. FDOT has adopted the DBE definition set forth in Code 49 of Federal Regulations Section 26.5. The Department's DBE directory may be found [here](#). Firms agree to apply their best efforts to utilize qualified non-DBE small businesses as vendors, contractors, subcontractors, and consultants for the Project. Qualifications for small businesses may be found at the following website [this website](#). Firms will submit the [Aspiration Goal Form for "DBE" and "Non-DBE Small Business" Firms](#) at the Pre-Construction Conference.

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.

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.

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

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 **five (5) 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.

Construction Manager / General Contractor Fixed-Markup Percentage

The CM/GC construction services Markup for the Phase 2 Construction Services Lump Sum Price consists of the CM/GC Contractor's profit and the portion of home office overhead (G&A: General and Administrative Costs) allocated to the project, where home office overhead (G&A) is defined as the cost of activities that are necessary to the overall operation of the CM/GC Contractor's business allocated to all of the CM/GC Contractor's ongoing projects, including insurance that is maintained by the CM/GC Contractor as a general cost of doing business. The CM/GC Markup will exclude all costs for any field indirect costs or direct costs of the Project.

This fee is represented as a fixed-markup percentage that is applied to the construction cost and becomes a part of the CM/GC Contractor's Lump Sum price proposal for the Phase 2 construction of this project. The Department has established a fixed-markup percentage of **12.0 percent** for this project. By submitting an LOI response to this Notice, the Proposer agrees to these terms. Any Proposal that places conditions to these terms or to FDOT's established Fixed-Markup percentage will be considered non-responsive.



Figure 1 – Project Location Map

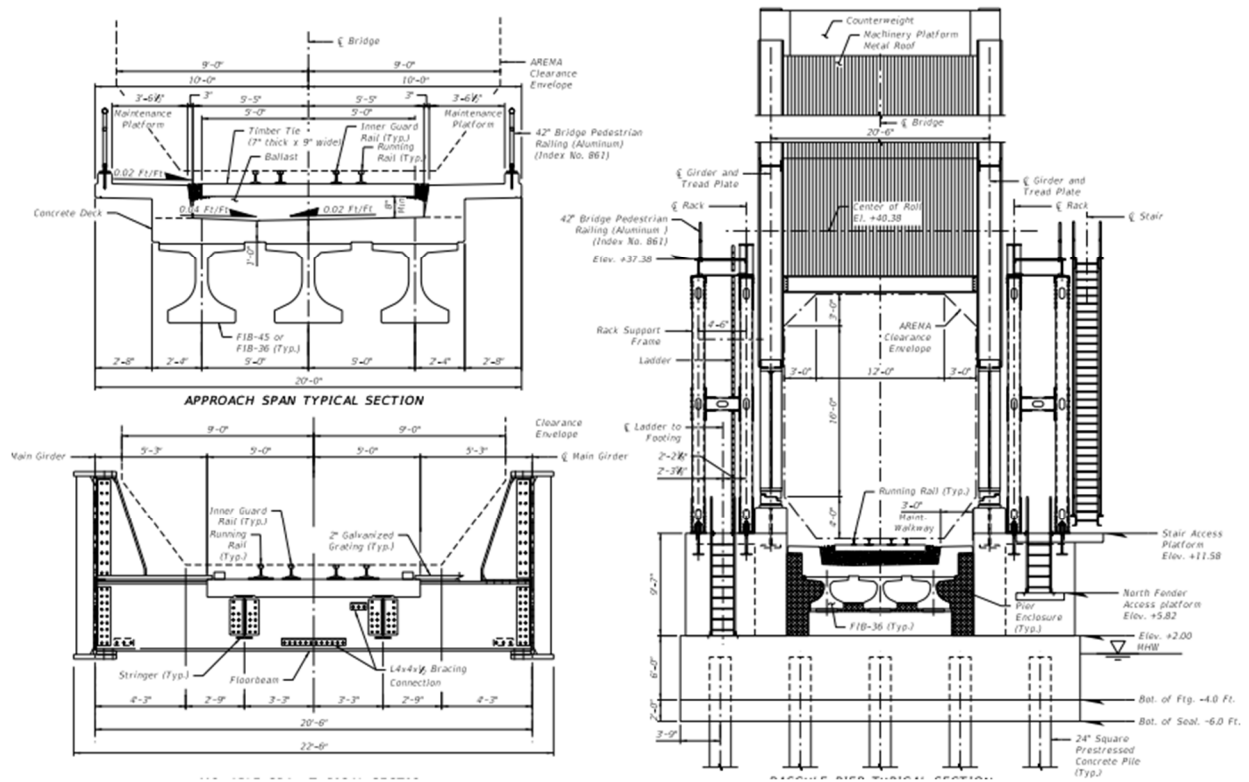


Figure 2 – Typical Cross Section Looking Up-Station

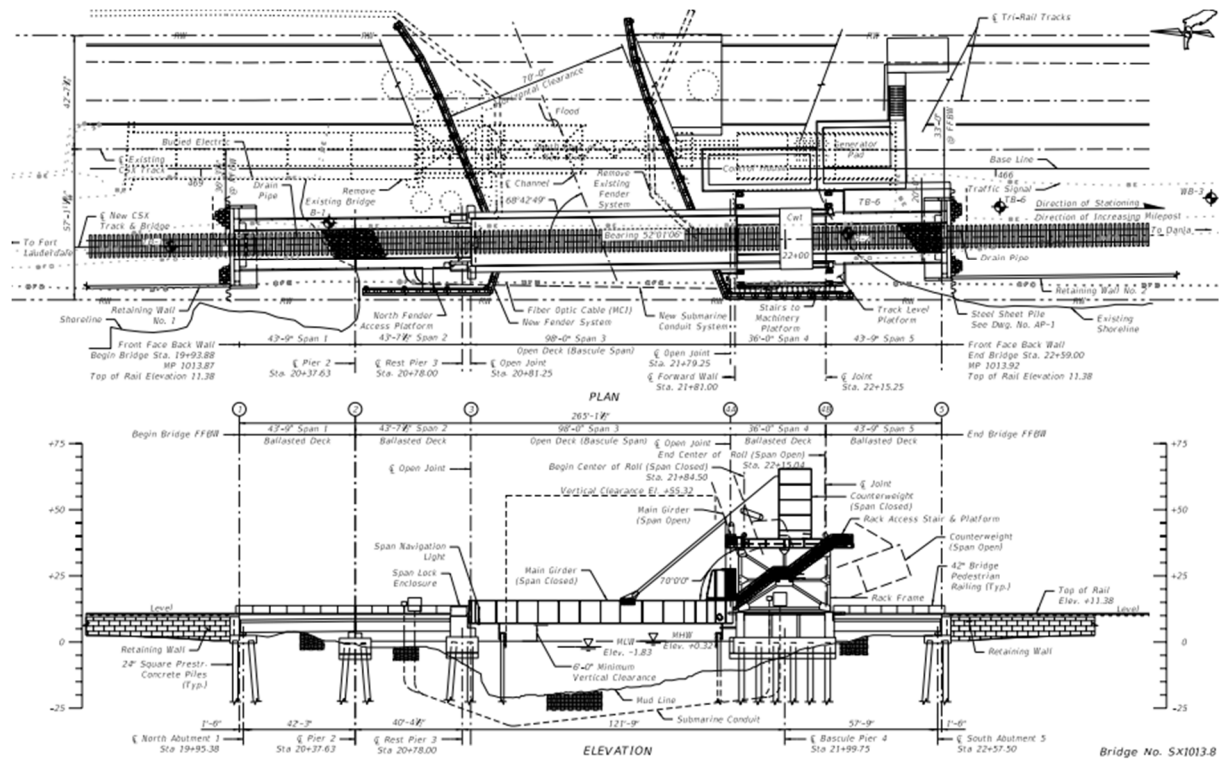


Figure 3 – Span 1 SB Plan and Elevation