



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

**IFB #:** 202050MN

**IFB TITLE:** PEACE RIVER WATER MAIN INTERCONNECT

#### **1.0 PURPOSE**

Sarasota County (“County”), a political subdivision of the State of Florida, will receive bids on the date indicated in BidSync for the purpose of selecting a contractor to provide materials and/or services as stated herein. Bidders are required to comply with the scope of services/specifications attached hereto and incorporated herein.

A public bid opening will be held in accordance with Florida Statutes §255.0518. The public bid opening will take place on the bid end date and time listed in BidSync, or as soon thereafter as possible. The location of the public bid opening will be posted on the County’s Calendar of Events.

#### **2.0 CONTRACTOR QUALIFICATIONS**

- 2.1 The bidder must be a licensed Underground Utility and Excavation Contractor or a General Contractor, authorized to do business within the jurisdiction(s) where the project is to be constructed. License(s) must be active at the time of bid opening.
- 2.2 The bidder must submit a minimum of two (2) references that demonstrate their ability to complete pressure pipeline projects similar in size and scope to this project. Determination of whether project references demonstrate experience with projects of similar size and scope is at the sole discretion of the County. Each project reference must have been successfully completed within the last 10 years preceding the bid opening date, have a construction cost of not less than \$10 million dollars where the Bidder was the prime contractor, and must have been for a commercial, industrial, or government project.
- 2.3 Project references must have been: 1) Self performed by bidder or 2) performed by a subcontractor, provided the bidder was the prime contractor, and the subcontractor is part of the bidder’s team for this project and is included on the Contractor’s Qualification Form.
- 2.4 All criteria listed below do not need to be satisfied by each submitted project reference, however all criteria must have been satisfied a minimum of one (1) time on the project references accepted for responsibility. References must demonstrate experience with each of the following:



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

- a. Project with installation of at least 5,000 LF (lineal feet) of 24-inch diameter or larger watermain in the State of Florida with tie-in to an existing watermain and passing all required tests.
  - b. Project with a temporary or permanent lane closure along a two-lane road.
  - c. Project with extensive dewatering or working in conditions with a seasonal ground water table of 3-feet or higher.
  - d. Project with installation of 30-inch (nominal) diameter or larger HDPE (High Density Polyethylene) pipe by HDD (horizontal directional drill) with a minimum single pull length of 1,000 LF or longer.
  - e. Project with HDD (horizontal directional drill) installation under a State Road.
- 2.5 Only project references submitted on the Contractor’s Qualification Forms at the time of bid submittal will be used to verify qualifications have been met.
- 2.6 Bidder must be prepared to submit, within five days of Sarasota County’s request, written evidence of documents, such as financial data, additional data related to previous experience, qualifications and previous experience of superintendents and assistants, and evidence of authority to conduct business in the jurisdiction where the project is located.

### 3.0 FDOT PRE-QUALIFIED CONTRACTORS

Applicable       Not Applicable

### 4.0 PRE-BID CONFERENCE AND/OR SITE VISIT

- 4.1 All conferences and site visits will take place at the time, date and location specified in BidSync.  
No pre-bid conference is scheduled.
- 4.2 When applicable, Bidders are advised to visit each location to familiarize themselves with all work areas. Failure to do so will in no manner relieve the Bidder from furnishing materials or services that may be required to carry out and complete the contract in accordance with the intent of the specifications listed herein.
- 4.3 Questions asked at a pre-bid conference will be formally answered via an addendum. Bidders shall not rely on oral communications.



## INVITATION FOR BIDS ("IFB")

### SECTION 1

#### 5.0 BIDDER

- 5.1 For the purpose of this IFB, the term "Bidder" is defined as the legal entity submitting the bid and/or identified on the electronic bid submittal. The Bidder awarded the contract is referred to as either "successful Bidder" or "Contractor" herein.
  - a. Bidders intending to submit a bid as a joint venture with another company must provide documentation attesting to the formation of that joint venture with their bid submittal.
  - b. Bidders proposing to engage in construction contracting as a joint venture or partnership must apply for registration with the State of Florida, Department of Business and Professional Regulation and any other state or local licensing agencies, as required by Florida State Statute 489.119, prior to the date bids are due.
- 5.2 The estimated quantities of work and materials stated in the bid form are approximate only and are intended to be used solely for the comparison of bids. Estimated quantities are not guaranteed. Actual quantities may be more or less than the estimates.
- 5.3 Payment to the Contractor will be made only for the actual quantities of work performed or materials furnished in accordance with the contract documents.
- 5.4 It is understood that quantities may be increased, decreased or deleted as provided in the contract documents without invalidating any of the unit prices bid.
- 5.5 The Bidder shall carefully examine the site of the work, the plans, and other bid documents for the work contemplated. It is the responsibility of the Bidder to investigate and become fully informed of the construction and labor conditions, of obstructions to be encountered, of the character, quality and quantities of work to be performed, materials to be furnished, and requirements of the contract documents. Failure to do so does not relieve a successful Bidder of his obligations to furnish all materials, equipment, and labor necessary to carry out the provisions of the contract documents and to complete the contemplated work for the consideration set forth in his bid.
- 5.6 Submission of a bid constitutes an incontrovertible representation that the Bidder has complied with every requirement of this paragraph and that bid documents are sufficient in scope and detail to indicate and convey understanding of all terms and conditions for performance of work.



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

- 5.7 Should the Bidder discover any ambiguity, inconsistency, or error, Bidder will be required to seek an interpretation as described above in advance of submitting the bid or otherwise will be prohibited from taking advantage of such ambiguity, inconsistency or error. If Bidder has not received a written clarification on an ambiguity, the Bidder shall be required to submit his bid on the basis of the highest price necessary to complete the task in question.

### 6.0 AWARD

- 6.1 It is the intent of the County to award a contract to:

The responsive and responsible Bidder submitting the lowest Total Bid Price provided the bid is reasonable and in the best interest of the County to accept.

The Bidder is required to bid all Alternate(s) and must indicate if Alternates are to be added or deducted from the Base Bid in order to be responsive. The County will choose which Alternate(s) will be accepted (if any) based on the availability of funding prior to Bid Award. Alternates will be accepted in the order listed until the construction budget is reached.

- 6.2 In the event of a tie, the IFB tie-breaking procedures identified in the Sarasota County Procurement Manual will apply.
- a. To be considered, tied Bidders will be required to provide documentation certifying they have implemented a drug-free workplace program meeting the requirements stipulated in Section 287.087, Florida Statutes. Documentation must be provided within the time specified by the County at the time of request.

- 6.3  Local Preference is only applicable if this box is checked.

In awarding this bid, preference shall be given to local businesses in accordance with Section 2-215 of the Sarasota County Procurement Code.

- 6.4 The Bidder agrees, if this Bid is accepted, to contract with the Board of County Commissioners, Sarasota County to furnish all necessary materials, equipment, machinery, tools, apparatus, means of transportation, and labor necessary to construct the work covered by the bid and other contract documents.

- 6.5 Contract

A draft of the contract that the successful Bidder(s) will be expected to sign (a Construction Contract) is posted on the Procurement website,



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

shown below. The County may, in its sole discretion, select a different contract type or make revisions to the one referenced above following the recommended award of this solicitation.

<https://www.scgov.net/government/procurement/contract-templates>

#### 7.0 MULTIPLE AWARDS

Applicable  Not Applicable

#### 8.0 QUALITY GUARANTEE

8.1 Unless otherwise specifically provided in the specifications, all equipment, materials and articles incorporated in the work specified by this solicitation shall be new and of the most suitable grade for the purpose intended.

8.2 Except where specifically noted, reference to any equipment, material, article or patented process, by trade name, brand name, make or catalog number shall be regarded as establishing a level of quality, performance, warranty, etc. required and shall not be construed as limiting competition.

#### 9.0 SUBMITTAL INSTRUCTIONS

9.1 Bids must be submitted electronically in BidSync no later than the bid end date specified in BidSync. Bids submitted by any other method will not be accepted. The County assumes no responsibility for any bids received after the bid end date. Late submittals will not be accepted.

9.2 Bids submitted cannot be viewed by anyone other than the Bidder until the official bid opening occurs. Submitted bids will be made public in accordance with Florida Public Record laws found in Ch. 119, F.S.

#### 10.0 BIDDER CERTIFICATIONS/SUBMITTAL DOCUMENTS

10.1 **Electronic Forms** - The forms checked below are provided as attachments to this IFB.

a. Local Business Certification – Select “N/A” on the Local Business Certification if you do not qualify as a local business.

Required  Not Applicable

b. Sworn Statement, Compliance with The Florida Trench Safety Act (CON-TRENCH)

Bidder shall be solely responsible for complying with the Florida Trench Safety Act (553.60-553.64 Florida Statutes) and



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

Occupational Safety and Health Administration excavation safety standards, 29 CFR 1926.650 (subpart P) as amended. All costs associated with complying with these requirements shall be included in the separate line items of the bid and shall be as detailed in the Sworn Statement of Compliance with the Florida Trench Safety Act. Bidder shall submit the Statement of Compliance with the Florida Trench Safety Act form provided herein with this bid. It may also be requested for work assignments.

Required  Not Applicable

10.2 **Attached Documents** - The documents listed below are provided as attachments to this IFB and if checked must be **uploaded** as an electronic attachment with your submittal.

a. Contractor’s Qualification Form(s) (COF)

Required  Not Applicable

b. Bid Form

Bidders must use the Bid Form provided by the County to provide line item pricing.

Required  Not Applicable

c. Bid Bond – Bidder must upload a copy of its Bid Bond with its submittal. Upon notification by the County, the apparent low bidder must deliver the original Bid Bond (or Cashier’s check) to the Procurement contact identified in BidSync within five (5) business days of the notification. If the apparent low bidder fails to submit the original bid bond (or cashier’s check) within five (5) business days of the notification, that bidder will be deemed non-responsive.

Required  Not Applicable

If specified above, a copy of the bid bond or certified cashier’s check payable to the Board of County Commissioners equal to 5% of the total bid must be uploaded in BidSync as part of the bid submittal. Any issuer of a bid bond must be licensed to transact a fidelity and surety business in the State of Florida, with an A.M. Best rating of B+ (Very Good) or better if Contractor’s bid is under \$500,000.00, and A- (Excellent) or better if Contractor’s bid is over \$500,000.00.

Bid bonds shall contain in type or print the description of the construction in the same language as in the invitation for bids.



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

- 10.3 **Other Submittal Documents** – The documents listed below must be uploaded as attachments with your bid submittal.
- a. Letter of Bondability  
 Required  Not Applicable
- 10.4 **Required Qualification Documents** –All Bidders must complete the qualifications listed below in BidSync prior to the submittal due date and time.
- a. (REQUIRED) NO LOBBY: All Bidders must complete a No Lobby qualification in BidSync prior to the submittal due date and time.
  - b. (REQUIRED) IMMIGRATION: All Bidders must verify they meet Federal and State employment eligibility requirements by completing the Immigration Qualification (Employment Eligibility) qualification in BidSync prior to the submittal due date and time.
  - c. (REQUIRED) LOCAL HIRING: All Bidders must acknowledge Sarasota County’s Local Hiring Initiative Resolution 2013-127, by completing the Local Hiring Qualification in BidSync prior to the submittal due date and time.
  - d. (REQUIRED) PUBLIC ENTITY: All Bidders are required to complete the Public Entity Qualification in BidSync prior to the submittal due date and times as an acknowledgement of compliance with Section 287.133(3) (a), Florida Statutes, on Public Entity Crimes.
  - e. (REQUIRED) LEGAL NAME: All Bidders must provide the legal name of the organization submitting the bid by completing the Legal Name qualification in BidSync prior to the submittal due date and time.
- 10.5 **JV (Joint Venture)**: Bidders submitting as a joint venture or partnership must complete the JV qualification (and upload all required joint venture documentation) in BidSync prior to the submittal due date and time.
- 10.6 **PR (Public Record Disclosure)**: Bidders claiming an exemption from public records disclosure under Florida public records law must complete the PR qualification (and upload all required documentation) in BidSync prior to the submittal due date and time.

### 11.0 FAILURE TO EXECUTE CONTRACT

Following the bid opening and review of the bid(s), the County will post a Notice of Recommended Award. After posting the Notice of Recommended Award, the County will forward to the successful Bidder contract(s) and related documents to be executed. If within 10 days the successful Bidder does not execute the contract documents and furnish the required bonds properly



## INVITATION FOR BIDS ("IFB")

### SECTION 1

signed by the successful Bidder and the surety or sureties satisfactory to the County, along with the insurance as required in the contract documents, the successful Bidder may be deemed to be in default and the County may retain his bid bond. Award may then be made to the next lowest responsive and responsible Bidder or all bids may be rejected.

#### 12.0 PERFORMANCE AND PAYMENT BOND

Required       Not Applicable

12.1 For bids (including contingency amounts) of \$200,000.00 or more, a performance and payment bond of 100% of the contract or work assignment amount shall be required. Any bonding company submitting a performance and payment bond to Sarasota County Government must be licensed to transact a fidelity and surety business in the State of Florida, and shall have an A.M. Best rating of: if bond is under \$500,000 "B+" (very good) or better, and over \$500,000 "A-" (excellent) or better, and a "T" Underwriting Limitation not exceeded by this project's bond.

#### 12.2 Execution of Bonds and Power of Attorney

- a. If the successful Bidder is a partnership, each bond should be signed by each of the individuals who are partners; if a corporation, the bonds should be signed in the correct corporate name by a duly authorized officer, agent or attorney-in-fact. The appropriate number of bonds should be executed to correspond to the number of signatories to the contract. Each executed bond should be accompanied by (a) appropriate acknowledgment of the respective parties; (b) appropriate duly certified copy of power-of-attorney or other certification of authority where bond is executed by agent, officer or other representative of successful Bidder or surety; (c) duly certified extract from by-laws or resolutions of Surety under which power-of-attorney or other certificate of authority of its agent, officer or representative was issued.
- b. Attorneys-in-fact who sign bid bonds or performance and payment bonds must file with such bond a certified copy of their power-of-attorney to sign such bonds. Attorneys-in-fact must place name, address, and telephone number on this certificate.

#### 13.0 DESIGNATION OF CONTRACTOR AS OPERATOR

Applicable       Not Applicable

It shall be the responsibility of the Contractor to complete, sign and submit with appropriate fee amount to the FDEP, Form 62-621.300(4)(b) Notice of Intent (NOI) to Use Generic Permit For Storm Water Discharge From Large and Small Construction Activities (Rule 62-621.300(4), FAC).





## INVITATION FOR BIDS (“IFB”)

### SECTION 1

Proof of acceptance by the FDEP, including the assigned authorization number and a copy of the Contractor’s Storm Water Pollution Prevention Plan for the project shall be submitted to the County prior to commencement of construction activities.

The Contractor shall be considered the operator for duration of the project.

#### **14.0 COUNTY WORKPLACE POLICY COMPLIANCE**

- 14.1 Smoking – Smoking is not permitted inside any County facility. Smoking is restricted to designated smoking areas outside a facility.
- 14.2 Parking – The Bidder’s representatives shall abide by all parking restrictions. The Bidder’s vehicles are subject to the same restrictions, limitations, fines and tickets as posted for any other vehicle. Where time limit restrictions exceed the required time to provide services, arrangements shall be made in advance.
- 14.3 Alcohol/Drugs – Service personnel under the influence of alcohol and/or non-prescription drugs are not permitted to work in County facilities. Any person known or thought to be under these influences will be escorted off County property.
- 14.4 Security - The Bidder must adhere to all Sarasota County security procedures. The Bidder’s work force shall be made up of persons legally authorized to perform work in the United States. The Bidder shall, at the County’s request, submit the following information for each of their employees: name, date of birth, social security number and green card (if applicable).

#### **15.0 TRAVEL EXPENSE**

Travel expenses will be reimbursed in accordance with Section 112.061, F.S. and the Sarasota County Board of County Commissioners Resolution No. 2016-170.

#### **16.0 IDENTIFICATION**

The Bidder shall require all employees to visibly wear identification while on County property. Said identification shall contain a color photograph of the employee, the name of the employee and the name of the company. Persons not conforming to this requirement may be denied access to the building. Denial of access does not alleviate the Bidder’s responsibilities herein.

#### **17.0 MINORITY BUSINESS ENTERPRISES**

- 17.1 Bidder(s) awarded construction contracts who intend to subcontract for materials or services required for the project are encouraged to subcontract with certified minority business enterprise/firm(s) or show good faith effort.



## INVITATION FOR BIDS (“IFB”)

### SECTION 1

- 17.2 When funding is being provided by an outside agency (Example: Florida Department of Environmental Protection (FDEP), Community Development Block Grant (CDBG), State Revolving Funds (SRF), Florida Department of Transportation (FDOT) Local Agency Program (LAP), Southwest Florida Water Management District (SWFWMD) etc.) their requirements will take precedence.

### 18.0 APPLICABLE CONSTRUCTION CONTRACT PROVISIONS

The Following terms will be utilized when drafting the resulting contract.

18.1 Section VII Payment:

Retainage Provision to be used is

- General Provision 9-5.1  
 General Conditions 13.5

18.2 Section IX Time for Performance:

- a. The Contractor specifically agrees that contract time will begin on the date both the Project Purchase Order and the Notice to Proceed have been issued.
- b. All work to be performed under the provisions of this Contract shall be completed to Substantial Completion in not more than Four Hundred and Eighty (480) calendar days and an additional Sixty (60) calendar days after County provides a punch list to Contractor to Final Acceptance.

18.3 Section XII. Liquidated Damages:

The amount of liquidated damages to be assessed for each calendar day that Substantial Completion is delayed beyond the required date of Substantial Completion shall be **Two Thousand Dollars and Zero Cents (\$2,000.00)** per day. The amount of liquidated damages to be assessed for each calendar day that Final Acceptance is delayed beyond the required date of Final Acceptance shall be **Five Hundred Dollars and Zero Cents (\$500.00)** per day.