

INVITATION TO BID  
OFFICE OF THE ORLANDO-ORANGE COUNTY  
EXPRESSWAY AUTHORITY  
ORLANDO, FLORIDA

Sealed Bids will be received in the office of the Orlando-Orange County Expressway Authority, 4974 ORL Tower Road Orlando, Florida 32807 until 1:30 p.m. (Orlando local time) on March 6, 2013, for the work generally described below.

**OOCEA POND CONVERSIONS  
PROJECT NO. 599-120; CONTRACT NO. 000925**

The work consists of providing all labor, materials, equipment and incidentals necessary to convert eight (8) ponds from an underdrain system to a wet retention system. Work includes the excavation and removal of pond material and the modification of existing drainage structures in Orange County, Florida (the "Project").

The Contract time for this project will be 180 calendar days.

At the time of Bid submittal, Bidder as the "prime" contractor must be prequalified by the Florida Department of Transportation under Administrative Rule 14-22, Florida Administrative Code in the combination of Grading and Drainage. A copy of the Bidder's current Certificate of Qualification in the specified classes of work shall be submitted with the Bid. Failure to submit the certificate may result in rejection of the Bid. Bidder shall use prequalified subcontractors for all classes of work for which the Bidder is not prequalified that exceed \$250,000 in value.

Bidder shall comply with the applicable provisions of the Fair Labor Standards Act.

The Orlando-Orange County Expressway Authority, in accordance with the Provisions of Title VII of the Civil Rights Act of 1964, as amended, 42 U.S.C. § 2000e et seq., the Florida Civil Rights Act of 1992, as amended, § 760.10 et seq., Fla. Stat. (1996), and other federal and state discrimination statutes, prohibits discrimination on the basis of race, color, sex, age, national origin, religion, and disability or handicap. The Authority notifies all Bidders and individuals it requires and encourages equal employment opportunity for minority and women as employees and subcontractors.

The Authority notifies all Bidders it encourages small, minority and women owned businesses to have full opportunity to submit Bids in response to this invitation and Bidders will not be discriminated against on the basis of sex, race, color, national origin, religion or disability, or other protected status. The Authority will require efforts be made to encourage participation of local minority and women business enterprises on contracts considered for an award. Bidders requiring assistance or information with regard to DBE/MBE/WBE certification and utilization may contact the Authority's Business Development Department at (407) 690-5000.

The M/WBE participation objective for this project is fifteen percent (15%). Only M/WBEs certified by one or more of the following agencies at the time the Bid is submitted may be counted toward the objective: Orange County, Florida; the City of Orlando, Florida; Florida Department of Transportation. Firms certified by the Florida Department of Transportation as a Disadvantaged Business Enterprise (DBE) will be accepted but must be a minority or women owned business.

Bidders are advised that assistance in obtaining M/WBE contractors for Bid solicitations may be obtained from the following sources:

1. Florida Department of Transportation  
Minority Affairs Office  
Phone 850/414-4750
2. Orange County M/WBE Department  
69 East Pine Street  
Orlando, Florida 32801  
Phone 407/836-7317
3. City of Orlando  
Minority Business Enterprises  
City Hall, Seventh Floor  
400 South Orange Avenue  
Orlando, Florida 32801  
Phone 407/246-2623

The Authority's Executive Director may grant a partial or complete waiver of the M/WBE objectives for any contract due to consideration of property, public safety, and health, including financial impact to the Authority.

From the first date of publication of this invitation, no person may contact any Authority Board Member, Officer or Employee with respect to this invitation or the services to be provided except for contact with Procurement Department employees for information related to the bidding requirements. Reference is made to the lobbying guidelines of the Authority for further information regarding this Non-Solicitation Provision.

All work shall be done in accordance with the Bidding Documents of the Orlando-Orange County Expressway Authority.

It is the Authority's intent to award the project to the lowest responsive and responsible Bidder. The Authority specifically reserves the right to take a Bidder's past performance with the Authority (and others) into consideration in determining whether the Bidder and Bid are responsive, responsible and qualified and most advantageous to the Authority.

By submitting its Bid, the Bidder is signifying its awareness and understanding that the Bid process will be subject in all respects to the provisions of applicable laws, rules and regulations and the policies of the Authority (as they may be amended or modified from time to time).

Pursuant to Florida Statutes, Section 119.07(1), upon the earlier to occur of (i) Authority's Notice of Award of the contract, or (ii) thirty days after Bid opening, all Bids submitted pursuant to this Invitation to Bid (including all components thereof and all other materials submitted in connection therewith) shall become public records. Thereafter (with very limited exceptions) all Bids, proposals, documents, letters, software and other materials submitted to the Authority by on behalf of any Bidder (including material that a Bidder may consider confidential or proprietary) may be inspected, examined and copied by any person desiring to do so in accordance with Florida Statutes, Chapter 119. It is not necessary for any person to obtain the consent of the Authority, or the Bidder, to exercise its right under Chapter 119.

Any Bidder adversely affected by: (i) Bid specifications, (ii) a notice of an intended decision (including, but not limited to, a Notice of Intent to Award or Notice of Intent to Reject), or (iii) a decision (including, but not limited to a Notice of Award of Contract), who desires to protest must comply with the proper procedures in the Orlando-Orange County Expressway Authority's Procedure for Resolution of Protests, Rule Chapter 3-1, which is available for review upon request at the Authority's Office, 4974 ORL Tower Road, Orlando, Florida. Failure to comply with Rule Chapter 3-1 shall constitute a waiver of any right to initiate protest proceedings. A protest bond in the amount of \$5,000.00 is required to protest the Bid package or Bid solicitation. A protest bond in the amount of \$5,000.00, or 1% of the lowest bid submitted, whichever is greater, will be required to protest a Notice of Intent to Award or Notice of Intent to Reject.

The Bidding Documents for this Project consist of the specifications and the construction plans set which may be downloaded from [www.ocea.com/DoingBusinessWithUs/Procurement/ProcurementAccountLogineProcurementRegistrati.aspx](http://www.ocea.com/DoingBusinessWithUs/Procurement/ProcurementAccountLogineProcurementRegistrati.aspx), commencing February 4, 2013. Registration is required in order to download.

A pre-bid meeting will be held on February 11, 2013, beginning at 10:00 a.m., in the Authority's office at the address shown above. The purpose of the meeting will be to discuss requirements of the project in an open forum. Although not mandatory, attendance at the pre-bid meeting is highly recommended.

Each Bid must be submitted in a separate sealed envelope with the name of the Bidder, Bidder's address, and the project number written on the outside. For information and question submission concerning this project during the Bidding process, email:

[constructionproject599-120@oocea.com](mailto:constructionproject599-120@oocea.com)

Proposals must be accompanied by a Proposal Guaranty or Cashier's Check, made payable to the Orlando-Orange County Expressway Authority, of not less than five percent (5%) of the total Bid. The Guaranty shall be forfeited as liquidated damages if the Proposal is accepted and the Successful Bidder fails to execute the Contract under the conditions of the Proposal and said guaranty will be returned to the Successful Bidder upon the delivery of a satisfactory Public Construction Bond.

All Bids shall remain open for acceptance by the Authority for ninety (90) calendar days after the day of the Bid opening. The right is reserved by the Authority to reject any or all Bids.

ORLANDO-ORANGE COUNTY EXPRESSWAY AUTHORITY

Claude Miller  
Director of Procurement