

INVITATION TO BID  
THE CENTRAL FLORIDA EXPRESSWAY AUTHORITY  
ORLANDO, FLORIDA

Sealed Bids for the work generally described below will be received on August 20, 2019, in the headquarters office of the Central Florida Expressway Authority (CFX), 4974 ORL Tower Road, Orlando, Florida 32807 until 1:30 p.m., Orlando local time, as shown on the time/date stamp clock at the receptionist's desk in the lobby. The clock will serve as the official instrument to determine when a bid is received. A submittal that is received after the date/time specified will be rejected. Rejection of a submittal under those circumstances shall not be the basis of a protest pursuant to the CFX Procedure for Resolution of Protests.

**RAPID RESPONSE AGREEMENT FOR ASPHALT TASK ORDERS UNDER \$300,000 AS  
ADJUSTED PER FLORIDA STATUTES § 255.20(2)  
CONTRACT NO. 001584**

CFX is seeking multiple contractors to perform asphalt task orders under \$300,000 as amended per Florida Statutes § 255.20(2). The adjusted task-order limit amount for calendar year 2019 for asphalt task orders is \$383,168.13. The task order limit amount will be automatically adjusted for task commencing in subsequent years as per Florida Statutes § 255.20(2). It is the CFX's intention to award no greater than five (5) contracts under this solicitation. CFX however, has the discretion to expand the awardee pool of five (5) to include at least one Small Sustainable Business Enterprise or disadvantaged, minority, and women-owned business enterprise if neither are in the pool of awardees and the 6th low bid is designated Small Sustainable Business Enterprise (SSBE), Disadvantaged/Minority Business Enterprise or Women's Business Enterprise (D/M/WBE) bidder. Nevertheless, the number of contracts to be awarded will be determined by CFX. Quotes for individual construction tasks will be solicited to all awardees with the award going to the lowest priced contractor who can meet CFX's scheduled start and completion dates. Authorization for performance of services by Contractors under this Contract shall be in the form of written task orders.

The Estimated Annual Usage for this Rapid Response Agreement is no greater than: \$2,000,000.

The Rapid Response Agreement shall be for a thirty-six (36) month term.

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 Flexible Paving, and Hot Plant-Mixed Bituminous Course. Prequalification in Drainage, and Pavement Marking is also required; however, prequalification can be satisfied by the certification of the Bidder or by the certification of a subcontractor(s), a joint venture member or partner. A copy of the Bidder's current Certificate of Qualification in the specified class of work shall be submitted with the Bid. Failure to submit the certificate may result in rejection of the Bid. Prequalification is required irrespective of the Rapid Response Task Order amount.

Additional prequalification in other work groups may be necessary once a task is identified. Any additional prequalification that may be required can be satisfied by the Agreement awardee or by the certification of a subcontractor.

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

The Central Florida 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. CFX notifies all Bidders and individuals it requires and encourages equal employment opportunity for minority and women as employees and subcontractors.

CFX notifies all Bidders it encourages disadvantaged, 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. CFX will require efforts be made to encourage participation of disadvantaged 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 CFX Supplier Diversity Department at (407) 690-5000.

The D/M/WBE participation objective for this solicitation is an overall fifteen percent (15%). Only D/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.

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

1. Florida Department of Transportation  
Equal Opportunity Office  
Phone 850/414-4747
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 CFX Executive Director may grant a partial or complete waiver of the D/M/WBE objectives for any contract due to consideration of property, public safety, and health, including financial impact to CFX.

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

All work shall be done in accordance with the Rapid Response Task Orders issued through the awardees Agreement with the Central Florida Expressway Authority.

It is CFX's intention to award no greater than eight (8) Agreements plus one if the 9<sup>th</sup> low bid is a designated Small Sustainable Business Enterprise (SSBE), Disadvantaged/Minority Business Enterprise or Women's Business Enterprise (D/M/WBE) bidder under this solicitation. CFX specifically reserves the right to take a Bidder's past performance with the CFX (and others) into consideration in determining whether the Bidder and Bid are responsive, responsible and qualified and most advantageous to CFX.

Award of the Rapid Response Agreement alone does not authorize the performance of any work nor require CFX to place any task orders.

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 CFX (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) CFX's Notice of Award of the Agreement, 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 CFX 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 CFX, or the Bidder, to exercise its right under Chapter 119.

Any person who is adversely affected by: (i) bid specifications, (ii) a notice of an intent to award or CFX action making the selection at a public meeting of the CFX Board, or (iii) an outcome of Pre-Award meeting and who wants to protest the requirements, specifications, project plans or other materials, the intent to award decision, an outcome of a Pre-Award meeting, or selection decision must comply with the proper procedures in the Central Florida Expressway Authority's Policy for Resolution of Protests, Policy: PROC 3.1, which is available for review upon request at the CFX

Office, 4974 ORL Tower Road, Orlando, Florida. Failure to comply with Policy: PROC 3.1 shall constitute a waiver of any protest proceedings. A protest bond in the amount of \$5,000.00 will be 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 the CFX Board's selection determination. No protest bond is required to protest an outcome of a Pre-Award meeting

The Bidding Documents for this solicitation consist of the general specifications which may be downloaded from Doing Business With Us at <https://apps.cfxway.com/Procurement/Account/Login?ReturnUrl=%2fProcurement> commencing July 15, 2019. Registration is required in order to download.

Two (2) mandatory pre-bid meetings will be held at 10:00 a.m., local time, on July 25, 2019 and August 01, 2019, at CFX's Headquarters Building located at 4974 ORL Tower Road, Orlando, Florida. Representatives of CFX will be present to discuss the solicitation. The purpose of the meetings will be to discuss requirements of the solicitation in an open forum. Two meetings are scheduled for the convenience of the proposed Bidders and attendance of only one meeting is required for the Contractor's bid to be accepted.

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:

[ITB001584@cfxway.com](mailto:ITB001584@cfxway.com)

Proposals must be accompanied by a letter issued by a surety meeting all requirements of the laws of Florida with the surety agent's name, address and telephone number stating that the bidder has the capacity to obtain a construction bond in an amount up to two million dollars (\$2,000,000.00).

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

CENTRAL FLORIDA EXPRESSWAY AUTHORITY

Aneth Williams  
Director of Procurement