



CITY OF MIAMI

ADDENDUM NO. 1

April 21, 2017

INVITATION TO BID NO.: 15-16-033

JOB ORDER CONTRACTING ("JOC") FOR HORIZONTAL AND VERTICAL CONSTRUCTION SERVICES

TO: ALL PROSPECTIVE BIDDERS:

The following changes, additions, clarifications, and/or deletions amend the above-captioned Invitation to Bid, and shall become an integral part of the Bid submitted, and the Contract to be executed for **Job Order Contracting ("JOC") for Horizontal and Vertical Construction Services – Invitation To Bid ("ITB") No.: 15-16-033** (the "Services"). Please note the contents herein and affix same to the documents you have on hand.

All attachments (if any) are available on the Office of Capital Improvement's (OCI) website and are part of this Addendum.

A. The following includes revisions to the ITB.

1. Notice to Contractors, Number 1, last paragraph, page 6 of the ITB, is hereby deleted in its entirety and replaced with the following, to remove the stricken words:

The term of the Contracts awarded pursuant to this ITB shall be for an initial period of three (3) ~~two (2)~~ years commencing on the effective date hereof. The City, by action of the City Manager, and the Selected Bidders, hereafter referred to as Contractor(s), shall have the bilateral option to extend the term of each Contract for two (2) additional periods of one (1) year each, subject to the Contractor's continued satisfactory performance as determined by the Director of OCI, and subject to the availability and appropriation of funds.

2. Section 1, Instructions for Submission, Article 7, Bid Submissions of the ITB, is hereby deleted in its entirety and replaced with the following:

All Bids must be received by the City of Miami, Office of the City Clerk, located at City Hall, First Floor, 3500 Pan American Drive, Miami, FL 33133, before the time and date specified for Bid opening, enclosed in a sealed envelope, legibly marked on the outside:

BID NO.: 15-16-033

BID NAME: Job Order Contracting (JOC) For Horizontal and Vertical Construction Services

SERVICE: Horizontal or Vertical

Bidders must submit *two (2) original Bid Packages and one electronic Bid Package on a CD in PDF*

format for each Service in which the Bidder is submitting a Bid. Failure to submit two originals may result in the Bid being deemed non-responsive.

3. Section 2, General Terms and Conditions, Article 1, Definitions of the ITB, is hereby revised to include the following definition:

Construction Costs means the total or estimated cost to the owner for all elements of the project being awarded, including, at current market rates, with reasonable and customary allowance for overhead and profit, the costs of labor and materials, and any equipment or supplies that have been specified in the Job Order.

4. Section 3, Supplemental Terms and Conditions of the ITB, is hereby revised with the addition of Article 29, Addition/Deletion of Contractors, to include the following conditions:

Although this ITB identifies specific Contractors, it is hereby agreed and understood that any Contractor may be added/deleted to/from this Contract at the option of the City. After award, if additional Contractors are needed, all remaining responsive and responsible Bidder(s) under this ITB shall be invited to submit Adjustment Factors. The City shall utilize the most recent Adjustment Factors submitted by the Bidders for determining the lowest responsive and responsible Bidder(s). If the Adjustment Factors are comparable with market rates, the lowest responsive and responsible Bidder(s) shall be added to the Contract if in the best interest of the City.

- B. The following are the inquiries received and the corresponding responses:

Q1. Could you please provide the Adjustment Factors for current JOC Contracts with City of Miami?

A1. The current Adjustment Factors are as follow:

Horizontal Construction

Normal Construction Working Hours - 0.9129

Other Than Normal Construction Working Hours - 0.9785

Vertical Construction

Normal Construction Working Hours - 0.9116

Other Than Normal Construction Working Hours - 0.9157

Q2. Please specify if the existing Adjustment Factors include the Gordian Group one percent (1%) additional administrative fee.

A2. No, the Adjustment Factors do not include the Gordian Group's one percent (1%) JOC System License Fee.

Q3. In the ITB page 13, Section 16, b, states that five percent (5%) of the bid amount shall be retained by the City for the Community Small Business Enterprise (CSBE) requirement until said requirement is fulfilled and verified within six (6) months of Contract completion.

On page 14, Section 17, III, states that five percent (5%) of the bid amount shall be retained by the City for local workforce requirement until said requirement is fulfilled and verified within three (3) months of Contract completion.

Our understanding is that the CSBE and the local workforce goals are aggregate to the overall contract, which contains multiple Job Orders and not necessarily to each Job Order individually. Please clarify whether the City's intent is to retain five percent (5%) of each individual Job Order individually until above

requirements are met or it would apply only after a certain percentage of the overall contract which may be up to \$2,500,000.00 per year for Vertical Construction, for a minimum of two (2) years as stated in the ITB, are completed and goals for CSBE and local workforce are not still not met. If the five percent (5%) retainage would apply towards the overall contract amount, please clarify at what percentage of overall contract completion, the five percent (5%) retention would be applicable in the event CSBE and local workforce are not met.

- A3.** A five percent (5%) retainage for CSBE requirements and a five percent (5%) retainage for local workforce participation requirements are included within the ten percent (10%) retainage normally withheld by the City. Retainage will be released by the City after compliance, as applicable, and once CSBE and local workforce participation measures have been verified by the City. Compliance measures will be determined on a project by project basis.
- Q4.** In the ITB, page 6 states that the Contract awarded pursuant this ITB shall be for an initial period of two (2) years. On page 23, Section 3 states that the term of this Contract shall be for three (3) years. Please clarify the Contract's initial term duration.
- A4.** Please refer to Section A, Number 1, of this Addendum for further clarification.
- Q5.** In the ITB page 27, Section 2, Article 7.6, Builder's Risk, states that some provisions for Builder's Risk Insurance may be applicable. Please clarify if the Builder's Risk Insurance premium should be included in the Adjustment Factor or will it be treated as a reimbursable cost.
- A5.** If applicable to a specific Job Order, the Builder's Risk Insurance Premium shall be a reimbursable cost.
- Q6.** Please clarify who is responsible for payment of the following costs:
- Permit Fees (Master and Sub-Permits)
 - Temporary Utilities
 - Maintenance of Traffic (MOT)

If Contractor is responsible for payment of any of the costs above, please clarify whether they will be treated as a reimbursable cost or included in the Adjustment Factor.

- A6.** Reimbursement for permit fees to Contractors shall be for the actual amount of the permit and shall in no event include profit or overhead of Contractors. Permit fees related to the Contractors' operations (e.g., permits for dumpsters, job trailers, etc.) are not reimbursable.

All charges by utility companies for temporary support of utilities shall be paid by Contractors, with no additional charge beyond the construction tasks required to complete the Work.

Contractors shall be responsible for the maintenance of public streets and traffic control necessary to perform the Work under the Contract documents. The cost of traffic control shall be included in the Contractor's Price Proposal using the appropriate tasks and quantities applicable to each Job Order.

- Q7.** Bid Form page 3 of 10 contains fields for Horizontal Construction Services and 4 of 10 for Vertical Construction Services. If the Bidder's intent is to submit a Bid just for Vertical Construction Services, please confirm that fields for Horizontal Construction Services in the Bid Form shall be left blank, and clarify how the Bid Envelope shall be labeled to identify if Bid is for Vertical or Horizontal Construction Services. The Bid Submission Instructions on pages 9 and 10, Item 7 states that Bid Name: "Job Order Contracting (JOC) For Horizontal and Vertical Construction Services" shall be legibly marked on the outside of envelope, implying that both (Vertical and Horizontal) Construction Bids shall be submitted. Please clarify how the envelope shall be identified for submission of Vertical Construction only.

A7. Bidders shall complete the Bid Form applicable to each JOC service, Vertical and/or Horizontal Construction, for which the Bidder is submitting a Bid. In addition, please refer to Section A, Number 2, of this Addendum for further clarification.

THIS ADDENDUM IS AN ESSENTIAL PORTION OF THE CONTRACT DOCUMENT AND SHALL BE MADE A PART THEREOF.



**Annie Perez, CPPO, Director
City of Miami Department of Procurement**