

Cherokee Nation

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ADDENDUM 1

ROADWAY AND PARKING LOT CONSTRUCTION – HULBERT
COMMUNITY CENTER

CHEROKEE COUNTY



Acquisition Management on behalf of Department of Transportation

CHEROKEE NATION

P.O. Box 948

Tahlequah, OK 74465

(918) 453-5000

ADDENDUM #01
RFB – ROADWAY AND PARKING LOT CONSTRUCTION
02/12/19

MANDATORY PRE-BID MEETING HELD ON THURSDAY, FEBRUARY 7, 2019 AT 10:00 A.M.

ATTENDEES:

CHEROKEE NATION:

MICHELLE PARSONS – ACQUISITION MANAGEMENT
SHELLY MCCLAIN – ACQUISITION MANAGEMENT
DON MOORE – CNDOT
BARRY HOOD - CNDOT
SHERRY WATER – CNDOT
MICHAEL LYNN - CNDOT
DON GREENFEATHER – TERO

ELIGIBLE BIDDERS:

MICHAEL MCCLURE – H&G PAVING CONTRACTOR, INC.
JAMES TAYLOR – J-TAYLOR CONST., LLC
SHARI PAUL – ROSSCON LLC
RON REDDING – TRIPLE R ROOFING
CHRIS SANDERS – A&A ASPHALT, INC.
MARK AUTRY – A&A ASPHALT, INC.
CHRIS CRITTENDEN – CEI
MIKE YERTON - CEI
JASON WILSON – CONTECH
DL YOUNG – BRYAN HODGE EXCAVATION, INC.
PHIL GIVENS – PHIL GIVENS COMPANY
ELDON FENDERSON – BUILDERS UNLIMITED INC.
JERRY HALPAIN – JERRY'S EXCAVATION
JOSH SCHENCKS – BULL TUFF MUD
CODY WRIGHT – BUILDERS UNLIMITED INC.

SUMMARY OF MEETING:

The following information was provided by Acquisition Management:

- Michelle Parsons opened the meeting introducing the Cherokee Nation representatives who were overseeing the project. Michelle then went over the deadlines for this project listing the dates and times as followed:
- Questions from bidders – To be submitted by e-mail or fax to the attention of Michelle Parsons or Shelly McClain no later than Tuesday, February 12, 2019 at 5:00 p.m. Answers from requesting department – due Thursday, February 14, 2019 no later than 5:00 p.m. The Addendum would be sent to all parties and posted on the Cherokee Nation website by February 14, 2019 at 5:00 p.m.
- Sealed Bids due on or before February 22, 2019 at 10:00 a.m. in the Financial Resources Building. Sealed bids must be stamped and received by this time. A public bid opening will be held on February 22, 2019 at 10:00 a.m. in the Financial Resources Large Conference Room, 17665 South Muskogee, Tahlequah.

- Michelle Parsons referred bidders to the Mandatory Pre-Bid Meeting Handout on page 5 (attached) which lists the bid sheets and attachments in order for the interested bidders to be considered fully responsive/responsible bidders. This will be a bonded project so a 5% Bid Bond of the grand total bid amount is required with their sealed bid.
- Michelle Parsons stated the bid packet had 120 calendar days to complete the project, however that was incorrect. The Department of Transportation had a set date of May 1, 2019. Contractors were concerned about the timeframe to complete the project based on when the notice to proceed would actually begin plus obtaining the permits. Department of Transportation was to go back after the meeting adjourned to see if an additional 30-45 days would be approved.

RESPONSE FROM DEPARTMENT OF TRANSPORTATION:

- o An additional 15 days will be added, making the project completion date May 15, 2019.

QUESTIONS AND ANSWERS:

The following questions are listed with the responses provided from Department of Transportation.

QUESTION:

Contract states for the Hulbert Community Center a tight time frame.

We suggest that the owner/Cherokee Nation should consider getting the submittals approved and purchasing the storm drain themselves with the time requested.

Storm drain includes the following:

Inlets
Pipe Culvert
End treatments

Otherwise with the time frame that is requested and after contracts are finalized and submittals are approved and the storm drain materials are ordered this procedure will hold up construction and will not meet the timeframe.

That is why we are suggesting that the Cherokee Nation start with this process now.

ANSWER/RESPONSE FROM DEPARTMENT OF TRANSPORTATION:

Purchasing these items listed above will be the responsibility of the contractor selected for this project.

QUESTION:

Would you consider an alternate bid for concrete in lieu of asphalt?

ANSWER/RESPONSE FROM DEPARTMENT OF TRANSPORTATION:

An alternate bid for concrete paving would be considered. Bidders choosing to submit an alternate bid for concrete shall include no less than 6" of Class A Portland Cement Concrete (ODOT 414(G)) for the roadway and no less than 5" for the parking areas.

PLAN REVISIONS:

Plan sheet 8, Pay Quantities and Notes, and the Contractor Bid Form have been revised to include item 642(B) Construction Staking Level II. Please review the related notes and incorporate the revised plan sheet and bid form into the bid submission.

MANDATORY BID DOCUMENTS

ALL THE FOLLOWING PAGES AND INFORMATION MUST BE SUBMITTED WITH SEALED BID TO BE CONSIDERED FULLY RESPONSIVE & ELIGIBLE FOR AWARD.

**PREPARATION OUTLINE
ROADWAY AND PARKING LOT CONSTRUCTION --
HULBERT COMMUNITY CENTER**

The following information must be submitted and signed as indicated with sealed bid. All information must be submitted for bid to be considered responsive and reasonable.

- a. Preparation Outline (Attachment A, this page)
- b. Bid Proposal Form (Bid Packet, Page 16)
- c. Base Bid Form (Bid Packet, Page 17 & Revised Bid Form Attachment I)
- d. Non-Collusive Affidavit (Bid Packet, Page 18)
- e. Previous Work History Form (Attachment B)
- f. TERO Certification (If applicable, to be provided by bidder)
- g. Statement on providing Indian Preference in Employment and Training Opportunities (Attachment C)
- h. Statement on providing Indian Preference in the award of Subcontracts (Attachment D)
- i. Bid Bond – 5% of Grand Total Bid Amount
- j. Documents mandated by Department of Transportation at Pre-Bid Meeting.

SPECIAL INSTRUCTIONS

****Be advised that all responsive bids will be evaluated as outlined in this solicitation packet.**

Authorized Signature

Title

Company Name

Date

**BID PROPOSAL
ROADWAY AND PARKING LOT CONSTRUCTION –
HULBERT COMMUNITY CENTER**

To the Cherokee Nation:

This Bidder, in compliance with your invitation for bids to provide and install a parking lot for the Hulbert Community Center, Latitude 35°55'57.44"N, Longitude 95° 8'21.48"W, (directly behind Hulbert Post Office) Hulbert, OK. The site is located in Cherokee County, Oklahoma; and, having examined the bid documents; and, being familiar with all of the conditions surrounding the scope of work of the proposed project, hereby proposes to furnish all labor, materials and supplies, and to complete the project in accordance with the Contract Documents, and at the prices stated below. These prices to cover all expenses and taxes incurred in performing the work required under the Contract Documents, of which this proposal is a part.

Bidder hereby agrees to commence work under his contract on or before a date to be specified in a written "Notice to Proceed" of the NATION, if he is the successful bidder. The number of calendar days allowed for this project will be until May 15, 2019 or \$500.00 per calendar day will be charged the Contractor for each day of extension over the presented construction end date.

Should any addenda be issued prior to the submission of this proposal, bidder acknowledges receipt of same by initials and date of the following addenda.

ADDENDUM #1 _____

ADDENDUM #2 _____

Bidder understands the NATION reserves the right to reject any or all bids and to waive any informalities in the bidding. Bidder understands award of this contract shall be subject to available funding.

Bidder agrees his bid shall be good and may not be withdrawn for a period of 120 calendar days from bid opening. Bidder will cooperate with the NATION to ensure a formal contract is fully executed within 10 days of his notice if he is the successful contractor.

Indian preference will be given on this project to firms certified as Indian-owned by the Cherokee Nation Tribal Employment Rights Office (TERO). Proof of certification must accompany all bids.

BASE BID:
ROADWAY AND PARKING LOT CONSTRUCTION – HULBERT COMMUNITY CENTER

The General Contractor, as Bidder, agrees to perform all work as shown and called for in the Plans and Specifications for the Cherokee Nation, that is shown to be the Base Bid.

The Work will be completed May 15, 2019 of acceptance of this proposal, a fully executed contract, and receipt of a Notice to Proceed. The Bidder agrees to furnish all labor and materials for the Base Bid for the sum of:

BID FORM \$ _____
ATTACHMENT I

GRAND TOTAL \$ _____

NOTE TO BIDDERS REGARDING INDIAN PREFERENCE: (Check One)

TERO Certified Contractor: _____ Yes _____ No
(Proof of certification must accompany all bids)

Major Cherokee Employer: _____ Yes _____ No
(Bidder must contact TERO at 918-453-5000 for this preference)

SUBMITTED:

Company Name

Company Address

Company Address

Authorized Signature

Print Name

Title

**HULBERT COMMUNITY CENTER - ROADWAY AND PARKING LOT
CONTRACTOR BID FORM**

CONTRACTOR: _____

DATE: _____

THE OKLAHOMA DEPARTMENT OF TRANSPORTATION 2009 STANDARD SPECIFICATIONS FOR HIGHWAY CONSTRUCTION SHALL GOVERN

ITEM	CODE	DESCRIPTION	UNIT	QUANTITY	UNIT COST	TOTAL COST
202(H)	0185	EARTHWORK	LSUM	1		
202(E)	0186	SELECT BORROW	CY	2,000		
221(C)	2801	TEMPORARY SILT FENCE	LF	2,230		
230(A)	2806	SOLID SLAB SODDING	SY	2,500		
303(A)	2100	AGGREGATE BASE TYPE A	CY	2,419		
310(B)	0149	SUBGRADE METHOD B	SY	2,433		
402(E)	0225	TRAFFIC BOUND SURFACE COURSE TYPE E	TON	250		
408	5774	PRIME COAT	GAL	608		
411(C)	5960	SUPERPAVE TYPE S4 (PG 64-22)	TON	2,269		
411(D)	5975	SUPERPAVE TYPE S5 (PG 64-22)	TON	1,081		
609(A)	0383	COMBINED CURB AND GUTTER (6" BARRIER)	LF	1,724		
611(G)	8000	INLET (SMD-TYPE 1)	EA	2		
613(EE)	5610	18" CORRUGATED POLYPROPYLENE PIPE	LF	250		
613(EE)	5620	24" CORRUGATED POLYPROPYLENE PIPE	LF	50		
613(M)	7186	TYPE A4 CULVERT END TREATMENT	EA	3		
614(M)	7187	TYPE B4 CULVERT END TREATMENT	EA	2		
619(C)	0924	SAWING PAVEMENT	LF	152		
642(B)	0096	CONSTRUCTION STAKING LEVEL II	LSUM	1		
643	0087	(SP) CONTRACTOR QUALITY CONTROL	LSUM	1		
850(A)	8110	SHEET ALUMINUM SIGNS	SF	41.50		
856(A)	8530	TRAFFIC STRIPE (MULTI-POLYMER) (4" WIDE)	LF	6,074		
856(A)	8555	TRAFFIC STRIPE (MULTI-POLYMER) (24" WIDE)	LF	40		
856(B)	8525	TRAFFIC STRIPE (MULTI-POLYMER) (SYMBOLS, WORDS, ETC)	EA	9		
(SPECIAL)		2" PVC CONDUIT, FITTINGS AND PULL BOXES	LF	800		
TOTAL BID AMOUNT:						

NON-COLLUSIVE AFFIDAVIT

State of _____

County of _____

_____ being first duly sworn, deposed and says that he/she is a partner or officer of the firm of _____, the party making the foregoing proposal or bid, that such proposal or bid is genuine and not collusive or sham; that said bidder has not colluded, conspired, connived or agreed, directly or indirectly, with any bidder or person, to put in a sham bid or to refrain from bidding, and has not in any manner, directly or indirectly, sought, by agreement or collusion, or communication or conference, with any person to fix the bid price of affiant or any other bidder, or to fix overhead, profit or cost element of said bid price, or that of any other bidder, or to secure any advantage against the Cherokee Nation, or any person interested in the proposed contract; and, that all statements in said proposal or bid are true.

Signed: _____
(Bidder, if the bid is an individual;
Partner, if the bid is a partnership;
Officer, if the bid is a corporation)

Subscribed and sworn to before me this _____ day of _____, 20__.

My commission expires _____, 20__.

Notary Public Signature

Commission Number

TERO CERTIFICATE
(if applicable)

Statement on Providing Indian Preference In Employment and Training Opportunities

The Cherokee Nation has determined that all bidders this solicitation shall to the greatest extent feasible comply with Indian Preferences in providing training and employment opportunities.

Detail your employment and training opportunities and plans to provide preference to Indians in implementing the contract:

Provide the number or percentage of Indians anticipated to be employed and trained.

If less than 100% Indian for new hires explain why: _____

Provide a list of all core crew (permanent full-time employees) members: _____

Describe the methods that will be used to train Indian employees _____

Comparable statements from all subcontracts must be submitted.

Company Name

Signature

Date

Statement on Providing Indian Preference In the Award of Subcontracts

The Cherokee Nation has determined that all bidders under this solicitation shall to the greatest extent feasible comply with Indian Preference in the awarding of all subcontracts under the contract.

All bidders must follow this procedure in determining Indian Preference for subcontracts. Awards of subcontract shall be made to the qualified Indian enterprise or organization with the lowest responsive bid if that bid is no more than "X" higher than the total bid price of the lowest responsive bid from any qualified bidder. "X" is determined as follows:

X = lesser of

When the lowest responsive Proposal is less than \$100,000.00	10% of that price or \$9000.00
When the lowest responsive Proposal is: At least \$100,000.00 but Less than \$200,000.00	9% of that price or \$16,000.00

If no responsive proposal by a qualified Indian-Owned economic enterprise or organization is within the stated range of the total price of the lowest responsive proposal from any qualified enterprise, award shall be made to the bidder with the lowest price.

All bidders must submit with their proposal, documentation of the bids or quotations received in subcontracts awarded to a non-Indian enterprise or a non-Indian organization. Failure by the bidder to provide such information shall render the proposal non responsive and the bidder ineligible for award.

Detail your plans to provide Indian Preference in the award of subcontracts:

Company Name

Signature

Date

BID BOND
OR
CASHIER'S CHECK

(5% of Grand Total Amount on Base Bid Form)