

*****UPDATED APRIL 15, 2020!*****

**STATE OF TENNESSEE
NOTICE TO CONTRACTORS OF
INTENT TO ADVERTISE FOR
STATE HIGHWAY CONSTRUCTION BIDS
TO BE RECEIVED MAY 15, 2020
COMPUTER-ASSISTED BIDDING (CAB) MANDATORY ON ALL CONTRACTS**

ROANE COUNTY (Contract No. **CNU224**) *** **UPDATED!**

Project No. ER-NH-I-40-6(172); 73100-4131-04

ER-NH-I-40-6(173); 73100-4130-04 * UPDATED!**

*The emergency slope stabilization on I-40 WB near M.M 342. *** **UPDATED***

The emergency slope stabilization on I-40 EB between M.M. 342 and M.M. 344.

Total Contract Length – 1.311 miles *** **UPDATED**
Completion Time – **TBD** (See Special Provision 108B)
The DBE goal for this contract is TBD.

STANDARD PRE-QUALIFICATION REQUIREMENT

Prime contractors must pre-qualify with The Department of Transportation in accordance with Tennessee Code Annotated 54-5-117, before bid authorization for highway contracts will be granted. PROSPECTIVE BIDDERS MUST HAVE FILED THEIR QUESTIONNAIRES FOR QUALIFICATIONS AT LEAST FOURTEEN (14) DAYS PRECEDING THE DATE OF LETTING.

MANDATORY PRE-BID MEETING

Prime/joint venture contractors must participate in a pre-bid meeting to be held on April 22, 2020 from 10:00 A.M. – 12:00 Noon, EDT via remote conferencing. Participation in the remote conference is **mandatory** as part of these special pre-qualification requirements for prime contractors. Subcontractors are encouraged to participate but will be permitted as a subcontractor if unable. If you are bidding as a prime/joint venture or are a subcontractor wishing to participate, please send an email to Jamie.Fitzpatrick@tn.gov. The email subject should state, “**CNU224** Roane County I-40 Pre-Bid Attendee” and should include your Name, Company Name, Phone Number, Participation as a Prime or Sub, and an Email Address for the remote conference information to be sent. Emails will be received until April 21, 2020, at 5:00 PM, EDT. Emails received after 5:00 PM, EDT, will not be considered, and participants will be ineligible to participate in the meeting. **Contractors will not be required to resubmit a request with the new contract number if they have already submitted a request. *** UPDATED!**

SPECIAL PRE-QUALIFICATION REQUIREMENTS

Due to the scope and schedule of work to be performed under the above contract(s), prime/joint venture contractors must also submit the special pre-qualification information that follows and obtain approval from the Department to be considered as pre-qualified and eligible to bid. THIS INFORMATION MUST BE RECEIVED BY THE DEPARTMENT BY NO LATER THAN FRIDAY, APRIL 24, AT 10:00 A.M. CST.

Contractors submitting as a joint venture will be evaluated as a composite of the participating firms. Data submitted must identify the role of the joint venture partners and to which of the partners the experience is related. Each party in a joint venture must be independently (standard) pre-qualified as indicated in this notice.

Contractors intending to pre-qualify as prime/joint venture contractor must provide the following information:

1. A list of all active projects (State, Federal, and Private) including current contract amount, proposed completion date and current project status.

2. If any active project is behind schedule by 15% or more, an explanation shall be submitted regarding the schedule delay. This explanation shall include contact information for the project owner.
3. A list of transportation projects that have an original contract value greater than \$20 million (\$10 million for each partner in a joint venture) under contract and/or completed within the previous five (5) years of the advertisement date above. **The list must contain at least one project for each contractor (one project for each member of a joint venture).**
4. Applicants' experience shall include performance of slope stabilization either through self-performance or as the prime contractor.
5. Certification (notarized statement) that no contract has been defaulted, terminated or negotiated to an agreed termination to avoid a default within the previous five (5) years of the advertisement date above.
6. Certification (notarized statement) that the prospective prime/joint venture contractor has not been suspended or debarred by any governmental authority within the previous five (5) years of the advertisement date above.
7. The prime contractor's (or each partner in a joint venture) Experience Modification Rate (EMR) as calculated by the National Council on Compensation Insurance for the most recent three (3) years. Include supporting documentation. The average EMR over the last three (3) years shall be less than 1.25.
8. Provide the prime contractor's (or each partner in a joint venture) OSHA Form 300 (Log of Work-Related Injuries and Illnesses) or a summary of the information contained in this form and provide the Recordable Incidence Rate for the most recent three (3) year period. (Please refer to the USDOL Forms for Recording Work-Related Injuries and Illnesses for additional information). The average Recordable Incident Rate over the last three (3) years shall be less than 10.00.
9. Identify the number of TOSHA/OSHA inspections, the number of citations issued, and the total dollar amount of citations for the most recent three (3) years.
10. Certification (notarized statement) that neither the prime contractor (or each partner in a joint venture) nor any of his proposed subcontractors have had a project fatality within the previous three (3) years of the advertisement date above. If the prime or any of his proposed subcontractors have a project fatality within the previous three (3) years, police reports, OSHA/TOSHA inspection reports, or other documentation detailing the incident shall be included.
11. Certification (notarized statement) that the prime/joint venture contractor will only use major subcontractors (performing 10% or more of the work) who have not had a fatality within the previous three (3) years of the advertisement date above, or that the prime/joint venture contractor will only use subcontractors who are approved by TDOT to work on this project. Subcontractors who have had a fatality within the previous three (3) years shall submit to TDOT a letter from an authorized signatory of the company explaining their request to work on the project and the work items the company intends to bid/perform. Include with the letter an explanation of the circumstances regarding the fatality, OSHA/TOSHA reports, other reports, the company's history and safety program. After review, if acceptable or if approved, TDOT will provide the contractor/subcontractor documents stating that the subcontractor may perform work on this project.
12. Provide, at a conceptual level, an understanding of and approach to successfully delivering the project. Identify an understanding of any unique technical/constructability, safety, environmental, maintenance of traffic, scheduling/project management, etc. issues. (Maximum of two pages)
13. **Certification that the Prime Contractor and/or Specialty Subcontractor performing the design of the anchor blocks, installation of anchors, and construction of the work has a minimum of five (5) years of experience in high-capacity ground anchor design and construction with ground anchors more than 100 feet long. Provide documentation of projects meeting these requirements. *** UPDATED! *****

Supporting information for pre-qualification as required above shall be submitted in the order noted above including name, address, and telephone number of submitter, including the names(s) of Joint Venture partner(s) if applicable.

Send one (1) hard copy and one (1) electronic copy (USB Drive) of the submittal in a sealed envelope identified as "Pre-Qualification Submittal, CNU224, Roane Co." Include a transmittal letter which includes the name and address of the company submitting and the specific individual (with mailing address, email address, and telephone number) to be contacted relative to matters in the submittal. All submittals shall be addressed to: *** UPDATED!

Mr. Jason Blankenship, P.E.
Tennessee Department of Transportation
James K. Polk Building, Suite 700
505 Deaderick Street
Nashville, TN 37243-0326

The Department may also consider any of the following facts or information:

- a) The Department's performance evaluations of the applicant, if available;

- b) Information concerning the financial responsibility or business integrity of the applicant, affiliates of the applicant, and/or partners, owners, officers or authorized representatives of the applicant;
- c) The applicant or any affiliate has made false, deceptive or fraudulent statements in its prequalification application;
- d) The applicant or any affiliate has failed to complete, defaulted on or had any contract with the Department terminated for cause;
- e) The applicant or any affiliate has existing incomplete contracts with the Department on which it is behind schedule to such an extent that it might hinder or prevent prompt completion of any additional contracts with the Department;
- f) The applicant or any affiliate has a record of defective workmanship or the use of improper materials on any contract or subcontract with the Department;
- g) The applicant or any affiliate has a record of non-compliance with other Department contract requirements, including without limitation the submittal of required documents;
- h) The applicant or any affiliate has a record of non-compliance with applicable federal, state or local laws, regulations or ordinances, including without limitation laws, regulations or ordinances relating to workplace safety, environmental protection, equal opportunity employment and contracting, disadvantaged business enterprise program requirements, employee wage and hour requirements, or the prompt payment of subcontractors;
- i) The applicant has received an enforcement order finding a violation of the Federal Water Pollution Control Act, the Tennessee Water Quality Control Act, or any other state's water quality or water pollution control act;
- j) The applicant or any of its affiliates owes money to the Department;
- k) Any other information the Department may have requested, received or examined with respect to the applicant's responsibility and qualifications.

Evaluation of the prospective bidder's qualifications will be based on the information described above. Prospective bidders will be categorized as either "Qualified" or "Unqualified." The Department will be the sole judge of the eligibility of prospective bidders and reserves the right to refuse eligibility to any contractor which, in its opinion, is not qualified to successfully and satisfactorily complete the required work. Decisions regarding eligibility will be final. THE DEPARTMENT WILL ADVISE ALL PROSPECTIVE PRIME CONTRACTORS AND JOINT VENTURE CONTRACTORS OF THEIR QUALIFICATION STATUS BY WEDNESDAY, APRIL 29 AT 4:00 P.M.CDT.

All prime/joint venture contractors pre-qualified by the Department must obtain authorization to bid through the standard bid authorization procedure. BID AUTHORIZATION MUST BE OBTAINED PRIOR TO 4:00 P.M. CDT ON THE DAY PRECEDING THE LETTING.

The Tennessee Department of Transportation hereby notifies all bidders that it will affirmatively insure that in any contract entered into pursuant to this advertisement, minority business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the basis of age, race, color, religion, national origin, sex, or disability in consideration for an award.

The right to reject any and all bids is reserved by the Department.

Sales tax will be added to the cost of the proposals, plans, standard specifications and standard drawings, if applicable.

Vonda Lane, Construction Contracts Officer
Nashville, TN 37243-0326