

5702-16404

ADDENDUM NUMBER 2

TIME AND MATERIAL
FACILITIES MANAGEMENT
COURTHOUSE COMPLEX
RE-BID
901 North 9th Street
Milwaukee, Wisconsin 53233

Project Number: 5702-16404
Notice Number: 7126

Date of Addendum: August 8, 2016

This Addendum to the Contract Documents is issued to modify, explain or correct the original documents, dated January 15, 2016, and is hereby made part of the Contract Documents. Acknowledge receipt of this Addendum in the space provided on the Bid Form, or bid may be rejected.

BIDDING AND CONTRACT DOCUMENTS

Document 00100 - Invitation to Bid

REPLACE entire document with revised document attached to and issued as a part of this Addendum 2 Re-Bid.

Document 00200 - Instructions to Bidders

ADD the following to Article 15:

15.5 Bidder shall Submit Time and Material Contractor Qualification documentation as indicated in Section 01100 - Summary, Article 1.10 B, with bid or bid may be rejected.

Bidding Forms

REPLACE entire set of Bid Forms with revised bidding forms attached to and issued a part of this Addendum 2 Re-Bid.

Section 01100 - Summary

CHANGE Article 1.10 B. as follows:

- B. Submit list of personnel with training or trade and credential, equipment owned, experience, previous similar Contracts including names and phone numbers and/or projects and persons to contact. Submission of incorrect information and/or documentation will be considered non-responsive and result in recommendation of rejection of bid, and if after award of Contract, termination of Contract.
1. Contractor personnel qualifications shall include that skilled trades hold either a Journeyworker or master credential. Contractor and Subcontractors providing Work of Contract shall provide employee staff that are credentialed as Journeyworker or master in their labor classification.
 2. Contractor may use apprentices with the prior approval of Owner. Apprentice use shall follow DWD Bureau of Apprenticeship Standards prescribed ratio of apprentice to Journeyworker as noted on the DWD website as follows and listed at the end of the this summary section :

https://dwd.wisconsin.gov/apprenticeship/pdf/construction_trade_ratios.pdf

ADD Construction Trades - Ratios attached to and issued a part of this Addendum 2 Re-Bid.

End of Addendum No. 2

DOCUMENT 00100
INVITATION TO BID

1. DESCRIPTION

TIME AND MATERIAL
FACILITIES MANAGEMENT
COURTHOUSE COMPLEX
RE-BID
901 North 9th Street
Milwaukee, Wisconsin 53233

Project No. 5702-16404

Separate bids for time and material contracts are as follows:

Contract 1: General Construction

NOTE: BIDDERS SHALL SUBMIT QUALIFICATION DOCUMENTATION WITH BID. SEE DOCUMENT 00200 - INSTRUCTIONS TO BIDDERS, ARTICLE 15.5 AND SECTION 01100 - SUMMARY, ARTICLE 1.10, B.

2. BIDS

Sealed bids are due in office of County Clerk, Courthouse - Room 105, 901 North 9th Street, Milwaukee, WI 53233, no later than 2:00 P.M., August 31, 2016.

Bids will be publicly read 5 minutes after due time in Room 105 of the County Courthouse, 901 North 9th Street, Milwaukee.

Milwaukee County advertisement of project bidding and bid summary results will be posted on the Milwaukee County web site at www.milwaukeecounty.org. Bid summary results may be available a few days following the bid opening.

3. BID RESULTS FROM PREVIOUS YEARS

Bid results from previous year are available for review at Milwaukee County, 633 W. Wisconsin Avenue, Suite 1000, and may not be removed.

4. BID DOCUMENTS

Bidding documents are available for review at the Architecture, Engineering and Environmental Services Section, 633 Wisconsin Avenue, Suite 1000.

Bidding documents are required to be purchased at the Architecture, Engineering and Environmental Services Section, 633 West Wisconsin Avenue, Suite 1000, for \$20 per set using Visa® or MasterCard® (checks and cash not accepted). Bidding document charges are not refundable.

BIDDERS WHO SUBMIT A BID MUST BE A PLAN HOLDER OF RECORD AT MILWAUKEE COUNTY. BIDS FROM BIDDERS WHO ARE NOT ON THE PLAN HOLDERS LIST WILL BE RETURNED AS BEING NON-RESPONSIVE.

Bid documents may be sent to bidders upon authorization of an additional non-refundable \$15 charge to a Visa® or MasterCard® account (checks and cash not accepted) for shipping and handling. Send request to:

Department of Administrative Services Facilities Management
Architecture, Engineering and Environmental Services Section
Milwaukee County
633 West Wisconsin Avenue, Suite 1000
Milwaukee, WI 53203

5. EQUAL EMPLOYMENT OPPORTUNITY REQUIREMENTS

Bidders attention is called to the "Notice of Requirements for Affirmative Action to Insure Equal Employment Opportunity" contained in bid documents.

6. DISADVANTAGED BUSINESS ENTERPRISE REQUIREMENTS

This project has a Disadvantaged Business Enterprise (DBE) goal of 25%. To be considered for this project, you must submit a *Subcontractor/Supplier Information Sheet* (DBE-02) with your Bid/Proposal. Additionally, the award of this Contract is conditioned upon your good faith efforts in achieving this project's DBE goal, and you must document those efforts by submitting with your Bid/Proposal one of the following:

1. A signed and notarized *Commitment to Contract with DBE* (DBE-14) form(s)*, evidencing your proposed participation plan to meet or exceed the DBE goal;
OR
2. A completed *Certificate of Good Faith Efforts* (DBE-01) form* and all relevant documentation, including a signed and notarized *Commitment to Contract with DBE* (DBE-14) form for each DBE documenting the participation achieved toward satisfying the goal.

*DBE-14 form(s) must identify (1) the DBE firm(s) by name and address, (2) the scope(s) of work/service(s) to be provided, (3) the dollar amount(s) of such work, and (4) the percentage of the DBE goal to be met. Community Business Development Partners (CBDP) is entitled to reject your Bid/Proposal for failing to identify this information for each DBE.

During the Contract, the successful Bidder/Proposer will use the County's online reporting system to document DBE participation. The *Disadvantaged Business Enterprise (DBE) Utilization Specifications* and forms to be used are included in the Project Manual/RFP.

A necessary step in the good faith efforts process is contacting CBDP at 414-278-4851 or cbdpcompliance@milwaukeecountywi.gov for assistance in identifying DBEs and understanding the County's DBE Program procedures. The official directory of eligible DBE firms can be accessed through the following link:

<http://wisconsin.gov/Pages/doing-bus/civil-rights/dbe/certified-firms.aspx>

Community Business Development Partners (CBDP) is responsible for designing, implementing, monitoring and enforcing Milwaukee County's Disadvantaged Business Enterprise (DBE) Program, in compliance with County Ordinance and Federal Regulation. CBDP submits routine reports to the County Board, the Federal Aviation Administration (FAA), and the Federal Transportation Administration (FTA) for County and Federal spend; establishes participation goals, and monitors contracts for compliance with project specifications and applicable legislation. Reporting is accomplished from collection of data in the Diversity Management and Compliance System, utilizing B2GNow software. Contractors are required to report payments received and paid to subcontractors in the system. There is no cost to the Prime or any subcontractor, the only requirement is to become a registered user and complete the one hour webinar training.

The Disadvantaged Business Enterprise (DBE) Utilization Specifications and forms to be used are included in the Project Manual/RFP.

7. BIDDING REQUIREMENTS

A certified check, cashiers check or bid bond for \$1,000 shall accompany each contract bid.

No bids may be withdrawn for 60 days after bid due date.

Bidders shall be qualified in accordance with Chapter 43 of the Milwaukee County Ordinances.

Owner reserves right to reject bids, to waive informalities in bid or to accept bid which will be to best interests of Owner.

END OF DOCUMENT

00100-2

Construction Trades - Ratios

Carpentry	1:1 (1 apprentice to 1 employer/journeyworker)	thereafter, 1 apprentice to 3 journeyworkers
Electrical	<p>Shop ratio: 1:1, then 2nd apprentice for 3-4 journeyworkers, then 2 more journeyworkers for each apprentice (between 5 and 12 journeyworkers), then 1 apprentice for each 2 journeyworkers</p> <p>Jobsite: no more apprentices than journeyworkers (1:1) 5th year apprentices may work alone on jobs for which they are trained and qualified; they are ratio neutral but not counted as journeyworkers.</p>	
Glazing	1:1	thereafter, 1 additional apprentice for each 3 journeyworkers
Heat & Frost Insulation	1:1	thereafter, 1 apprentice to 3 journeyworkers
Heavy Equipment Operator	1:1	thereafter, 1 additional apprentice for each 5 journeyworkers
Ironworker	1 apprentice for each 4 Structural and Reinforcing Ironworkers and 1:1 Ornamental Ironworker	
Construction Craft Laborer	1 apprentice for 3 journeyworkers, 2 apprentices for 8 journeyworkers; 3 apprentices for 30 journeyworkers; thereafter, 1 apprentice to 10 additional journeyworkers Apprentices with 3000 hours are ratio neutral.	
Masonry	1:1	thereafter, 1 apprentice to 1 journeyworker
Operating Engineer	1:1	thereafter, 1 apprentice to 6 journeyworkers
Painting/Decorating	1:1	thereafter, 1 apprentice to 3 journeyworkers 4 th year apprentices may work alone after completion of all paid and unpaid related instruction.
Plumbing	1:1 Master Plumber and licensed apprentices	2 journeyworkers to 1 apprentice; 3 journeyworkers to 2 apprentices; 4 journeyworkers to 3 apprentices; 5 or 6 journeyworkers to 4 apprentices; 7, 8 or 9 journeyworkers to 5 apprentices; 10 journeyworkers to 6 apprentices;

Plumbing (cont'd)		thereafter, 1 apprentice to 2 journeyworkers
	4 th and 5 th year apprentices may work alone after completion of all paid and unpaid related instruction and they are ratio neutral	
Roofing	1:1 or 2 journeyworkers	thereafter, 1 apprentice to 2 journeyworkers
Sheet Metal	1:1	thereafter, 1 apprentice to 2 journeyworkers
	5 th year apprentices may work alone for jobs for which they are trained and competent. 5 th year apprentices are ratio neutral.	
Sprinklerfitting	1:1 licensed journeyworker	thereafter, 1 apprentice to 1 licensed journeyworker
	Apprentices in final 12 months, who are current in educational requirements, are ratio neutral	
Steamfitting	1:1	2 nd apprentice if 3 journeyworkers; 3 rd apprentice if 5 journeyworkers; 4 th apprentice if 7 journeyworkers

DOCUMENT 00400
BID FORM

TIME AND MATERIAL
FACILITIES MANAGEMENT
COURTHOUSE COMPLEX
RE-BID
901 North 9th Street
Milwaukee, Wisconsin 53233

Project No. 5702-16404

Bids Due: 2:00 P.M., August 31, 2016

Office of: Milwaukee County Clerk
Room 105 - Courthouse
901 North 9th Street
Milwaukee, Wisconsin 53233

We, _____
(A Corporation)(A Partnership)(An Individual)-(Cross Out Inapplicable)

of _____
Street

_____ City State Zip Code

_____ Telephone No. Fax Number email address

hereby agree to execute Contract, furnish a satisfactory surety bond in amount specified and to complete Work in strict accordance with Contract Documents dated January 15, 2016.

NOTE: Complete applicable Contract. Limit percent to 1 decimal place.

CONTRACT 1: GENERAL CONSTRUCTION

To perform Work for following percent markup:

LABOR _____ percent

MATERIAL _____ percent

SUBCONTRACTOR _____ percent

NOTE: BIDDERS SHALL SUBMIT QUALIFICATION DOCUMENTATION WITH BID. SEE DOCUMENT 00200 - INSTRUCTIONS TO BIDDERS, ARTICLE 15.5 AND SECTION 01100 - SUMMARY, ARTICLE 1.10, B.

NOTE! See Document 00800 - Supplementary Conditions - 1.1.8.4, for Wage Rate Definition associated with the contract work. This definition has been revised from that used in previous bids. Bidders shall pay special attention to this clarification as it has a direct bearing on the Bidders calculation of the Labor percent mark-up and subsequent Labor reimbursement.

ADDENDUM RECEIPT

We acknowledge the receipt of Addendum _____ to _____ inclusive.

NOTE! See Instructions to Bidders - Article 8, Bid Security, subparagraph 8.1.1, filing original bid bond.

BID SECURITY ACCOMPANYING BID (\$1,000 - See Instructions to Bidders)

The amount and type of bid security is as follows:

BIDDERS SHALL NOTE THE REVISED MANDATORY PRE-AWARD MEETING AND REQUIREMENTS AS LISTED IN DOCUMENT 00200, INSTRUCTIONS TO BIDDERS, ARTICLE 13, CONSIDERATION OF BIDS.

BIDDER'S CERTIFICATE - Section 66.0901(7), Wisconsin Statutes

_____ certifies that they have examined and carefully prepared this bid from Bid Documents and have checked same in detail before submitting bid to Milwaukee County.

In submitting this bid, the bidder also acknowledges, understands and agrees that the submission of a bid shall commit the bidder to comply with Milwaukee County's requirements as outlined in the Contractor Residency Program provisions. The bidder also agrees to comply with the specific requirements as follows:

The bidder's commitment for the Contractor Residency Program Participation on this project is 50%.

(Signature of Authorized Representative)

(Title)

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

My commission expires _____, 20_____.

(Notary Public)

AFFIDAVIT

State of _____

County of _____

_____ being duly sworn, deposes and states that
(Name)

they are the _____ of
(Official Capacity)

(Name of Firm)

and that Contractors Qualification Statement filed with County Clerk on

_____ for said firm remains true and correct. I understand that the willful falsification of information may result in a civil or criminal penalty pursuant to Chapter 101 Statutes.

(Signature and Title)

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

My commission expires _____, 20_____.

(Notary Public)

If a qualification statement has been filed more than 3 years before the opening of this bid, submit a new qualification statement not less than five days before the opening of this bid.

Disclosure of Ownership

The statutory authority for the use of this form is prescribed in Sections 66.0903(12)(d), 66.0904(10)(d) and 103.49(7)(d), Wisconsin Statutes.

The use of this form is mandatory. The penalty for failing to complete this form is prescribed in Section 103.005(12), Wisconsin Statutes.

Personal information you provide may be used for secondary purposes [Privacy Law, s. 15.04(1) (m), Wisconsin Statutes].

- (1) On the date a contractor submits a bid to or completes negotiations with a state agency, local governmental unit, or developer, investor or owner on a project subject to Section 66.0903, 66.0904 or 103.49, Wisconsin Statutes, the contractor shall disclose to such state agency, local governmental unit, or developer, investor or owner, the name of any "other construction business," which the contractor, or a shareholder, officer or partner of the contractor, owns or has owned within the preceding three (3) years.
- (2) The term "other construction business" means any business engaged in the erection, construction, remodeling, repairing, demolition, altering or painting and decorating of buildings, structures or facilities. It also means any business engaged in supplying mineral aggregate, or hauling excavated material or spoil as provided by Sections 66.0903(3), 66.0904(2), 103.49(2) and 103.50(2), Wisconsin Statutes.
- (3) This form must **ONLY** be filed, with the state agency project owner, local governmental unit project owner, or developer, investor or owner of a publicly funded private construction project that will be awarding the contract, if both **(A) and (B) are met.**
 - (A) The contractor, or a shareholder, officer or partner of the contractor:
 - (1) Owns at least a 25% interest in the "other construction business," indicated below, on the date the contractor submits a bid or completes negotiations; or
 - (2) Has owned at least a 25% interest in the "other construction business" at any time within the preceding three (3) years.
 - (B) The Wisconsin Department of Workforce Development (DWD) has determined that the "other construction business" has failed to pay the prevailing wage rate or time and one-half the required hourly basic rate of pay, for hours worked in excess of the prevailing hours of labor, to any employee at any time within the preceding three (3) years.

Other Construction Business

Business Name			
Street Address or P O Box	City	State	Zip Code
Business Name			
Street Address or P O Box	City	State	Zip Code
Business Name			
Street Address or P O Box	City	State	Zip Code
Business Name			
Street Address or P O Box	City	State	Zip Code

I hereby state under penalty of perjury that the information, contained in this document, is true and accurate according to my knowledge and belief.

Print the Name of Authorized Officer			
Authorized Officer Signature		Date Signed	
Corporation, Partnership or Sole Proprietorship Name			
Street Address or P O Box	City	State	Zip Code

If you have any questions call (608) 266-6861



COMMUNITY BUSINESS DEVELOPMENT PARTNERS MILWAUKEE COUNTY

COMMITMENT TO CONTRACT WITH DBE

ADDITIONAL INFORMATION & REQUIREMENTS:

1. The Directory of Certified DBE firms eligible for credit toward the satisfaction of this project's DBE goal will be found at the following link, and can be searched by Name and/or NAICS code.

<http://wisconsindot.gov/Pages/doing-bus/civil-rights/dbe/certified-firms.aspx>

2. **CONTRACT ADJUSTMENTS:** The successful Bidder/Proposer will maintain the approved DBE participation level during the term of the contract with the County, including any additional work on the contract, e.g., change orders, addendums, scope changes, etc. Contract adjustments shall include proportional DBE participation.

3. **WRITTEN CONTRACTS WITH DBEs:** The County requires that the successful Bidder/Proposer enter into contract, directly or through subcontractors, as stated in this form. Agreements must be submitted to the County within 7 days of receipt of the Notice-To-Proceed. By executing this commitment, you are certifying that you have had contact with the named DBE firm and that they will be hired if you are awarded the contract by the County.

VIOLATION OF THE TERMS OF THIS COMMITMENT MAY RESULT IN TERMINATION OF YOUR CONTRACT.

4. **SUBSTITUTIONS, DBE SUBCONTRACTING WORK, TRUCKING FIRMS:** The successful Bidder/Proposer must submit written notification of desire for substitution to the DBE affected, and send a copy to the County, stating the reason(s) for the request. The DBE will have five (5) business days to provide written objection/acceptance of the substitution. The "right to correct" must be afforded any DBE objecting to substitution/termination for less than good cause as determined by the County. Approval must be obtained from the County prior to making any substitutions. DBEs are also required to notify and obtain approval from the County prior to seeking to subcontract out work on this project. In the case of DBE trucking firms, credit will be given for trucks leased from other DBE firms; however, if the DBE leases trucks from non-DBE firms, the commission or fee will be counted for DBE crediting.

5. **REQUESTS FOR PAYMENT:** The successful Bidder/Proposer must indicate on the Continuation Sheet (AIA form G703, or equivalent) the work being performed by DBE by either a) placing the word "DBE" behind the work item or b) breaking out the work done by DBEs at the end of the report. The successful Bidder/Proposer shall notify DBE firms of the date on which they must submit their invoices for payment.

6. **DBE UTILIZATION REPORTS:** The successful Bidder/Proposer will enter payments to subs and suppliers directly into the County's online reporting system on a monthly basis. These entries will cover payments made during the preceding month and will include zero dollar (\$0) entries where no payment has occurred.

If you have any questions related to Milwaukee County's DBE Program, please contact:

414.278.4747 or cbdpcompliance@milwaukeecountywi.gov