

**REQUEST FOR SEALED BIDS  
FOR  
CONSTRUCTION PROJECT  
OF  
NEW LANDFILL ROADWAYS**

**OWNED AND OPERATED  
BY  
CITY OF FORT STOCKTON**

**Release Date: February 9, 2021**

**Close Date: March 12, 2021**

## **INTRODUCTION**

The City of Fort Stockton, Texas (City) is requesting Sealed Bids from a professional qualified roadway construction contractor (Bidder) for providing all the necessary tasks, including the construction of the City's New Landfill Roadways (Facility).

The current City of Fort Stockton Landfill Facility is located at 256 Moody Road. The new Landfill Facility will require the construction of new access roadways, perimeter roadway and building pads. **The City will provide the crushed limestone base material for the construction of these roadways.** Contractor shall be responsible for transporting material to the site and for constructing the roadway facilities.

The Sealed Bids will be evaluated by the City Manager and may include an interview of one or more Bidders. The contract will be awarded to the lowest responsible bidder but the contract may not be awarded to a bidder who is not the lowest bidder unless before the award each lower bidder is given notice of the proposed award and is given an opportunity to appear before the City Council or the designated representative of the City Council and present evidence concerning the bidder's responsibility.

Bidder judged as the lowest responsible bidder will be recommended to the City Council for award of the construction project contract.

## **PROJECT SCOPE**

The scope will include providing complete detailed bids for construction of the City's New Landfill Roadways. The City would like proposals to include all aspects and tasks of the project including **all the necessary equipment, fuel, equipment transportation, and personnel costs to build and construct the new roadway facility.** The proposed new roadway facility will be an access roadway 1400 feet in length, 24 feet in width and 12" thick crushed limestone base compacted to 95% compaction over compacted natural ground; a perimeter roadway 7750 feet in length and 24' in width with 4" crushed limestone base compacted to 90% compaction over compacted natural ground; a building pad of approximately 413,430 square feet in area with a 12" thick crushed limestone base compacted to 95% compaction over compacted natural ground. Area MUST remain open for equipment to continue other construction activities. The Bidder will be required to provide an itemized breakdown of the total project cost showing costs for hourly wages, per diem, lodging, and other expenses incurred. The Bidder will be paid by the City on schedules and deadlines agreed by both parties. If additional work will be required by Bidder outside the project scope, the Bidder must notify and get approval from the City Manager.

All Prospective Bidders are requested to be able to comply with but not limited to the following to meet scope of work:

- (a) Shall be able to provide a detailed contract for the project and have the approval from City Manager and/or City Council prior to commence construction.
- (b) Must own or provide necessary equipment for construction.
- (c) Must provide all materials, supplies, and labor personnel for construction.
- (d) Must be responsible for all fuel needed, equipment transportation, maintenance, and equipment repair costs during project.
- (e) Must be responsible for all trash and construction waste removal and disposal.

**COMPANY QUALIFICATION**

- 1) Prospective Bidder must have experience working in State of Texas with municipalities.
- 2) Prospective Bidder must have experience & capabilities in building construction.
- 3) Prospective Bidder must have on staff qualified/licensed personnel for equipment operators, welding, concrete, and steel work.
- 4) Prospective Bidder must be knowledgeable and comply with all City and OSHA safety regulations.

**EQUIPMENT AND FACILITIES**

Bidders must have a shop facility in Texas. The shop must have complete tools and equipment necessary to undertake and complete its projects 100% with its own forces whenever required. It is preferred that the prospective qualifier's equipment be similar to the following:

Company owned Trucks
Full Range of Tools and Materials needed to complete the job
Safety Equipment
Light and Heavy Equipment
Equipment Operators

## **DELIVERY AND OPENING OF SEALED BIDS**

Sealed Bids must be received by the City of Fort Stockton, attention Frank Rodriguez III, City Manager at the following address no later than March 12, 2021, 4:00 PM (Local Time).

**Frank Rodriguez III**

**City Manager**

New Landfill Roadway Bid

121 W. 2<sup>nd</sup> Street

Fort Stockton, Texas 79735

The Bidder is responsible for the means of delivering the Sealed Bid on time. The time clock in City of Fort Stockton City Secretary's Office is the official clock for determining whether sealed bids are submitted within the designated time constraints. Late Sealed Bids will not be accepted under any circumstances. Sealed Bids will be publicly opened and read aloud at 4:00 PM (Local Time) on March 12, 2021 at the following location:

**Fort Stockton City Hall**

**City Council Chambers**

121 W. 2<sup>nd</sup> St.

Fort Stockton, TX 79735

There is no expressed or implied obligation for the City of Fort Stockton to reimburse responding teams for any expenses incurred in the preparation of a Sealed Bid in response to this request. The City of Fort Stockton reserves the right to increase or decrease the scope of work related to this project as outlined in this Request for Sealed Bids after a team is selected to accommodate changes in the project needs as determined by the City of Fort Stockton or to serve its best interests.

## **CONFIDENTIALITY OF BID INFORMATION**

In accordance with Texas Government Code 552.110, trade secrets and confidential information in Bids are not open for public inspection. Bids will be opened in a manner that avoids disclosure of confidential information to competing Bidders and keeps the Bids from the public during considerations. All Bids are open for public inspection after the Contract is awarded, but trade secrets and confidential information in Bids are not typically open for public inspection. The City will protect this information to the extent allowed by Laws and Regulations. Clearly indicate which specific documents are considered to be trade secrets or confidential information by stamping or watermarking all such documents with the work "confidential" prominently on each page or sheet or on the cover of bound documents. Place "confidential" stamps or watermarks so that they do not obscure any of the required information on the document, either in the original or in any way that would obscure any of the required information in a photocopy of the document. Photocopies of "confidential" documents will be made only for the convenience of the selection committee and will be destroyed after the Effective Date of the Contract. Original confidential documents will be

returned to the Bidder after the Effective Date of the Contract if the Bidder indicates that the information is to be returned with the Bid, and arrangements for its return are provided by the Bidder.

### **WITHDRAWAL OF SEALED BIDS**

An authorized representative of the company may withdraw a Sealed Bid at any time prior to the Sealed Bid submission deadline, upon presentation of acceptable identification as an authorized representative of such company.

### **CENTRAL POINT OF CONTACT**

Bidders must provide a central point of contact to establish service, resolve issues and end service.

### **DISQUALIFICATION OF BIDDERS**

- (a) Bidders may be disqualified for any of the following reasons:
  - (i) The Bidder is involved in any litigation against the City;
  - (ii) The Bidder is in arrears on an existing contract or has defaulted on a previous contract with the City;
  - (iii) Lack of financial stability;
  - (iv) Failure to perform under previous or present contracts with the City;

### **EVALUATION CRITERIA**

The City will make its selection from those qualifications submitted in response to this Request for Sealed Bids. If deemed necessary by the City, interviews with the Bidders deemed most qualified, may be conducted. Once a selection is made, a scope of work will be negotiated with the chosen Bidder. The chosen Bidder will then be requested to submit a detailed contract to perform the services. The City maintains the right to terminate the selection process at any time if they feel it is in the best interest of the City. At such time as an agreement is reached, City Manager will make a recommendation to the City Council to execute a contract pursuant to the agreement. The City reserves the right to accept or reject any or all Bidders and to accept what in the judgment of the Mayor and City Council is the most advantageous Bidder.

**BIDS SUBMITTED SHALL AT LEAST PROVIDE THE FOLLOWING:**

- (a) Brief description of past and/or current contracts with similar scope along with references with a proof of working experience in State of Texas with other municipalities.
- (b) Resumes of on staff key team members to include but not limited to planning and construction qualifications.
- (c) List the location of the office or offices of the team as well as the contact information and who is the sole agent for contact with the City of Fort Stockton for this contract.
- (d) By execution and submission of a response to the Request for Sealed Bids, the Bidder hereby represents and warrants to the City that the Bidder has read and understands the Request for Sealed Bids and the response is made in accordance with the Request. Qualifier acknowledges that it understands all terms within the Request for Proposals and that it had the right to consult with counsel regarding all of the above documents.
- (e) By submitting this Request for Sealed Bids, the Bidder specifically waives any right to recover or be paid attorney's fees from the City or any of the City's employees and representatives under any of the provisions of the Texas Uniform Declaratory Judgments Act (Texas Civil Practice and Remedies Code, Section 37.001, et. Seq., as amended). By submitting a response to this Request for Sealed Bids, each Bidder agrees to waive and does hereby waive any claim the Bidder has or may have against the City, it's respective employees and representatives for the award of attorney fees, arising out of or in any way connected with the following:
  - (i) **The Administration, Evaluation or Recommendation of any Sealed Bids;**
  - (ii) **Acceptance or Rejection of any Sealed Bids; and**
  - (iii) **Award of Contract.**
- (f) The City reserves the right to waive, delete or amend any of the requirements connected with the Request for Sealed Bids and to reject any or all Sealed Bids.
- (g) Any other relevant information that the Bidder wishes to submit to the City, may assist the City in determining the extent to which the Bidder's Bid meets the City's need to provide the best value for the City.

**AWARD OF CONTRACT**

- (a) It is understood that the City reserves the right to accept or reject any and all Sealed Bids and to re-solicit for Sealed Bids, as it shall deem to be in the best interests of the City. Receipt and consideration of any Sealed Bids shall under no circumstances, obligate the City to accept any Sealed Bids. If an award of contract is made, it shall be made to the responsible Bidder whose Sealed Bid is determined to be the best evaluated submission.
- (b) If awarded, the City intends to award a single contract to a single Bidder.

## **SIGNING OF AGREEMENT**

The City Manager will submit recommendation for award to the City Council for those project awards requiring City Council action. The Contract will be signed by the City Manager or his/her designee after award and the Bidder's submission of required documentation and signed counterparts. The Contract will not be binding upon the City until it has been executed by both parties. The City will process the Contract expeditiously. However, the City will not be liable for any delays prior to the award or execution of the Contract.