BARRY GLASSMAN
HARFORD COUNTY EXECUTIVE

BILLY BONIFACE
DIRECTOR OF ADMINISTRATION

KAREN D. MYERS
DIRECTOR OF PROCUREMENT

INVITATION FOR BIDS

FOSTER BRANCH STREAM RESTORATION PROJECT AT DEMBYTOWN ROAD

BID NO. 16-238

ADDENDUM NO. 1

August 4, 2016

Ladies and Gentlemen:

The purpose of this addendum is to provide clarification (s) to all prospective bidders.

THE "EXISTING SUPER SILT FENCE" SHOWN ON THE PLANS AND DESCRIBED IN THE SPECIAL PROVISIONS HAS BEEN REMOVED FROM THE SITE. THEREFORE, THE QUANTITY OF ITEM 310A HAS BEEN SET TO 0 LF AND THE QUANTITY OF ITEM 310B HAS BEEN INCREASED TO 1,497.

PLEASE USE THE ATTACHED, REVISED BID FORM DATED 8/4/16 WHEN SUBMITTING YOUR BID.

QUESTION NO. 1: Can we have a copy of the Pre-Bid Meeting sign-in sheet?

ANSWER NO. 1: Please see the attached Sign-In sheet from the Pre-Bid Meeting.

Should you have additional questions regarding this project, please do not hesitate to contact me at djguthrie@harfordcountymd.gov .

Sincerely,

Daniel J. Guthrie, CPPB
Procurement Agent

DJG:KMD/kmd

cc: Betsy Collins, DPW/Capital Projects
Naveed Shah, DPW/Road and Bridge Engineering

SUBMIT ORIGINAL AND ONE DUPLICATE SET OF BID FORMS

BID FORM

BID NO. 16-238
FOSTER BRANCH STREAM RESTORATION PROJECT AT DEMBYTOWN ROAD

TO: Director of Procurement
Harford County, Maryland
220 South Main Street
Bel Air, Maryland 21014

From: _____

_____

_____

Basis of Award:

1. Contract award may be based on the lowest responsive and responsible bidder. In addition to price, other considerations may be given when determining the lowest responsive and responsible bidder and what is in the best interest of Harford County, Maryland.

2. All bidders **must be** prequalified in all areas specified if applicable.

3. All bidders **must be** registered to do business in the State of Maryland in accordance with the Annotated Code of Maryland Corporations and Associations Sec. 2-102 Formation generally, Sec. 7-202 Registration to do interstate and foreign* business, and/or Sec. 7-203 Qualification to do intrastate. For information on registering or qualifying a corporation, LLC, LLP or LP call the Maryland Department of Assessments and Taxation (SDAT) at (410) 767-1340.

Sole Proprietors and General Partnerships may call (410) 767-4991 or you may download the SDAT forms at: www.dat.state.md.us/sdatweb/sdatforms.html - entity or by calling at (410) 767-1340 or Toll Free (888) 246-5941.

*"a corporation, association, or joint-stock company organized under the laws of the United States, another state of the United States, a territory, possession, or district of the United States, or a foreign country." Sec. 1-101 Annotated Code of Maryland Corporations and Associations.

4. All bidders **must be** in good standing with Harford County, Maryland. Bidders must resolve any outstanding taxes, fees or accounts with Harford County.

5. **Award will only be made to the lowest responsive and responsible bidder who meets all requirements as specified in Numbers 1-4 above at time of award.**

6. Bid Checklist – Failure to meet requirements A-C below, will result in your bid being rejected as non-responsive:

   A. We are in good standing with State and Local Governments. Yes__ No__

   Dept. ID as recorded by Maryland Dept. of Assessments and Taxation: _____

   B. We are pre-qualified with Harford County in all stated areas (if applicable)? Yes__ No__ N/A__

   Date of Certificate Expiration:_____

   C. We are submitting the Bid Bond (If Applicable) Yes__ No__ N/A__

   D. We are submitting one Original & one Duplicate Copy of the Bid Forms. Yes__ No__

   E. We acknowledge all addenda (If Applicable). Yes__ No__ N/A__

IT IS THE BIDDER'S RESPONSIBILITY TO CHECK OUR WEBSITE (http://www.harfordcountymd.gov/158/Procurement) FOR ANY ADDENDA THAT MAY HAVE BEEN POSTED PRIOR TO THE DUE DATE OF THIS SOLICITATION. BE SURE TO ACKNOWLEDGE THIS INFORMATION ON THE TABLE BELOW. FAILURE TO DO SO MAY CAUSE YOUR SUBMITTAL TO BE NON-RESPONSIVE.

Addendum No.	Date of Addendum	Acknowledgement/Initials

BID NO. 16-238
FOSTER BRANCH STREAM RESTORATION PROJECT AT DEMBYTOWN ROAD

ITEM NO.	DESCRIPTION OF ITEM	UNIT	APPROXIMATE QUANTITY	UNIT PRICE DOLLARS & CENTS	TOTAL PRICE DOLLARS & CENTS
101	Mobilization	LS	Lump Sum		
102	Construction Stakeout	LS	Lump Sum		
103	Clearing and Grubbing	LS	Lump Sum		
104	Maintenance of Traffic	LS	Lump Sum		
105	Orange Safety Fence	LF	5,554		

106	Contingent Hot Mix Asphalt	TON	5		
201	Channel or Stream Change Excavation (Class 5)	CY	562		
300	18" RCP Pipe	LF	30		
301	Log Sill	LF	685		
302	Riffle-Bank Transition Mix	CY	252		
303	Rock Sill Mix	CY	166		
304	Channel Bed Material Class 0 Fill	CY	670		

305	Channel Bed Material Clean Sand Fill	CY	491		
306A	Riffle Grade Control Mix	CY	453		
306B	Contingent Riffle Grade Control Mix	CY	50		
307	Toe Wood	LF	623		
308	Clay Channel Block	EA	2		
309	Preformed Scour Pool Rock Mix	CY	121		
310A	Rehabilitate Existing Super Silt Fence	LF	0		

310B	Super Silt Fence	LF	1,497		
310C	Contingent Super Silt Fence	LF	500		
311	Temporary Access Bridge	EA	1		
312A	Stabilized Construction Entrance Stone	TON	120		
312B	Contingent Stabilized Construction Entrance Stone	TON	30		
313	Stabilization Seed	SY	15,149		
314	Shredded Hardwood Bark Mulch 3 inch Depth for Sme-Day Stabilization	SY	9,000		

315	Temporary Mulch Access Road Type A	LF	1,147		
316	Temporary Mulch Access Road Type B	LF	943		
317	Maintenance of Stream Flow	LS	Lump Sum		
318	Stone Sill	EA	1		
701	Soil Mix for Constructed Wetland	CY	45		
702	Planting Trees	EA	517		
703	Planting Shrubs	EA	606		

704	Planting Herbaceous	EA	1,131		
705	Wetland and Floodplain Seeding	LB	110		
706A	Temp Seed and Straw Mulch	SY	5,000		
706B	Contingent Seed and Straw Mulch	SY	3,000		
707	Creation of Microtopography	SY	5,215		
708	Type D Stabilization Matting	SY	800		
709	Soil Lift	SY	585		

710	Red-Line Drawings	LS	Lump Sum		
				TOTAL BID	$

TOTAL BID AMOUNT FOR ITEMS 1001 THROUGH 710 IN WRITTEN WORDS (IF NO CENTS, WRITE NO CENTS)

Discount of Terms of Payment may be considered in determining the award at the sole discretion of the County. Any other considerations for the award will be stated on the specifications and proposal.

Payment Terms: The payment terms shall be considered net 30 days unless otherwise indicated below by the bidder.

Payment Terms: _____% net _____

(Example, 2% net 15 days. A 2% discount if Harford County pays in 15 days).

If a discounted payment is not applicable to your bid, please initial here to confirm that a discount does not apply. _____

This bidder, in compliance with the above-captioned Invitation for Bids has examined the plans, specifications and related documents, and the site of the proposed work (as applicable), is familiar with all the conditions surrounding the proposed project including materials, supplies and services to complete the project in accordance with the contract documents.

Bidder agrees to perform all work described in this Invitation for Bids, for the prices set forth on the Bid Form.

Within 10 days after receiving notice of acceptance of this bid, Bidder will execute the formal contract and deliver it to the Harford County Department of Procurement, with the bonds (if applicable) as required by the General Instructions.

The Bid Deposit attached (if applicable) in the sum of five percent (5%) of the total bid amount becomes the property of the County in the event the contract and bonds are not executed and delivered within the time set forth above, as liquidated damages for the delay and additional expense to the County caused thereby.

BID/PROPOSAL AFFIDAVIT

A. AUTHORIZED REPRESENTATIVE

I HEREBY AFFIRM THAT:

I am the (title) _____ and the duly authorized representative of (name of business) _____ and that I possess the legal authority to make this Affidavit on behalf of myself and the business for which I am acting.

B. CERTIFICATION REGARDING COMMERCIAL NONDISCRIMINATION

The undersigned bidder or proposer hereby certifies and agrees that the following information is correct:

In preparing its bid or proposal on this project, the bidder or proposer has considered all proposals submitted from qualified, potential subcontractors and suppliers, and has not engaged in "discrimination" as defined in the State Finance and Procurement Article of the Annotated Code of Maryland. "Discrimination" means any disadvantage, difference, distinction, or preference in the solicitation, selection, hiring, or commercial treatment of a vendor, subcontractor, or commercial customer on the basis of race, color, religion, ancestry, or national origin, sex, age, marital status, sexual orientation, or on the basis of disability or any otherwise unlawful use of characteristics regarding the vendors, supplier's or commercial customer's employees or owners. "Discrimination" also includes retaliating against any person or other entity for reporting any incident of "discrimination". Without limiting any other provision of the solicitation on this project, it is understood that, if the certification is false, such false certification constitutes grounds for the State to reject the bid or proposal submitted by the bidder or proposer on this project, and terminate any contract awarded based on the bid or proposal. As part of its bid or proposal, the bidder or proposer herewith submits a list of all instances within the past 4 years where there has been a final adjudicated determination in a legal or administrative proceeding in the state of Maryland that the bidder or proposer discriminated against subcontractors, vendors, suppliers, or commercial customers, and a description of the status or resolution of that determination, including any remedial action taken. Bidder or Proposer agrees to comply in all respects with the State's Commercial Nondiscrimination Policy as described under the State Finance and Procurement Article of the Annotated Code of Maryland.

C. AFFIRMATION REGARDING BRIBERY CONVICTIONS

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business (as is defined in the State Finance and Procurement Article of the Annotated Code of Maryland), or any of its officers, directors, partners, or any of its employees directly involved in obtaining or performing contracts with public bodies (as is defined in the State Finance and Procurement Article of the Annotated Code of Maryland), has been convicted of, or has had probation before judgment imposed pursuant to the Annotated Code of Maryland, or has pleaded *nolo contendere* to a charge of, bribery, attempted bribery, or conspiracy to bribe in violation of Maryland law, or of the law of any other state or federal law, except as follows:

(Indicate the reasons why the affirmation cannot be given and list any conviction, plea, or imposition of probation before judgment with the date, court, official or administrative body, the sentence or disposition, the name(s) of person(s) involved, and their current positions and responsibilities with the business):

_____

_____

D. AFFIRMATION REGARDING DEBARMENT

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the above business, or any of its officers, directors, partners, or any of its employees directly involved in obtaining or performing contracts with public bodies, has ever been suspended or debarred (including being issued a limited denial of participation) by any public entity, except as follows:

(List each debarment or suspension providing the dates of the suspension or debarment, the name of the public entity and the status of the proceedings, the name(s) of the person(s) involved and their current positions and responsibilities with the business, the grounds of the debarment or suspension, and the details of each person's involvement in any activity that formed the grounds of the debarment or suspension)

_____

_____

E. AFFIRMATION REGARDING DEBARMENT OF RELATED ENTITIES

I FURTHER AFFIRM THAT:

(1) The above business was not established and it does not operate in a manner designed to evade the application of or defeat the purpose of debarment pursuant to Sections 16-101, et seq., of the State Finance and Procurement Article of the Annotated Code of Maryland; and

(2) The business is not a successor, assignee, subsidiary, or affiliate of a suspended or debarred business, except as follows: (Indicate the reasons why the affirmation cannot be given without qualification):

_____

_____

F. AFFIRMATION REGARDING COLLUSION

I FURTHER AFFIRM THAT:

Neither I, nor to the best of my knowledge, information, and belief, the agents, servants and/or employees of the above business have:

(1) Agreed, conspired, connived, or colluded to produce a deceptive show of competition in the compilation of the accompanying bid or proposal that is being submitted;

(2) In any manner, directly or indirectly, entered into any agreement of any kind to fix the bid price or proposal price of the bidder or proposer or contractor or of any competitor, or otherwise taken any action in restraint of free competition in connection with the contract for which the accompanying bid or proposal is submitted.

G. FINANCIAL DISCLOSURE AFFIRMATION

I FURTHER AFFIRM THAT:

I am aware of, and the above business will comply with, the provisions of the State Finance and Procurement Article of the Annotated Code of Maryland, which require that every business that enters into contracts, leases, or other agreements with the State of Maryland or its agencies during a calendar year under which the business is to receive in the

aggregate $100,000 or more shall, within 30 days of the time when the aggregate value of the contracts, leases, or other agreements reaches $100,000, file with the Secretary of State of Maryland certain specified information to include disclosure of beneficial ownership of the business.

H. POLITICAL CONTRIBUTION DISCLOSURE AFFIRMATION

I FURTHER AFFIRM THAT:

I am aware of, and the above business will comply with the provisions of Article 33, Sections 30-1 through 30-4 *et seq.* of the Annotated Code of Maryland, which require that every person that enters into contracts, leases, or other agreements with the State of Maryland, including its agencies or a political subdivision of the State, during a calendar year under which the person receives in the aggregate $100,000 or more shall, on or before February 1, of the following year, file with the Secretary of State of Maryland certain specified information to include disclosure of political contributions in excess of $500 to a candidate for elective office in any primary or general election.

I. CERTIFICATION OF CORPORATION REGISTRATION AND TAX PAYMENT

I FURTHER AFFIRM THAT:

(1) The business named above is a (Check one) ____ Maryland (domestic) corporation
____ foreign (non-Maryland) corporation

registered in accordance with the Corporations and Associations Article, Annotated Code of Maryland, and that it is in good standing and has filed all of its annual reports, together with filing fees, with the Maryland State Department of Assessments and Taxation, and that the name and address of its resident agent filed with the State Department of Assessments and Taxation is:

Name: _____

Address: _____

(If not applicable, so state).

(2) Except as validly contested, the business has paid, or has arranged for payment of, all taxes due the State of Maryland and has filed all required returns and reports with the Comptroller of the Treasury, the State Department of Assessments and Taxation, and the Employment Security Administration, as applicable, and will have paid all withholding taxes due the State of Maryland prior to final settlement.

J. CONTINGENT FEES

I FURTHER AFFIRM THAT:

The business has not employed or retained any person, partnership, corporation, or other entity, other than a bona fide employee or agent working for the business, to solicit or secure the Contract, and that the business has not paid or agreed to pay any person, partnership, corporation, or other entity, other than a bona fide employee or agent, any fee or any other consideration contingent on the making of the Contract.

K. TROPICAL HARDWOOD AND TROPICAL HARDWOOD PRODUCTS

Acknowledging §41-19.1 of the Harford County Code, which prohibits the County from making or renewing a contract that requires the use of the tropical hardwoods and tropical hardwood products except in cases where the Director of Procurement determines (1) that there is no acceptable non-tropical hardwood equivalent; or (2) tropical hardwood is required for restoration of a structure designated as historic under federal, state or county law, and requires that any bid or proposal that does not contain this certification be rejected,

I FURTHER AFFIRM THAT:

No tropical hardwoods or tropical hardwood products (Acapu, Afrormosia, Almon, Amaranth, Amazaque, Aningeria Apitong, Blasa, Banak, Bella Rosa, Benge, Boire, Bubinga, Cativor, Chenchen, Concobolo, Cordia, Ebony, Gaboon, Iroko, Koa, Koto, Red Lauan, White Lauan, Tanguile, Limba, Louro, Africa Mahogany, American Mahogany, Makore, Movingui, African Padauk, Angola Padauk, Peroba, Purpleheart, Ramin, Rosewook, Sapele, Sonora, Teak, Tigerwood, Wenge, or Zebrawood) shall be supplied to the County or used in connection with the Contract, except as specifically approved by the Director of Procurement.

L. ACKNOWLEDGEMENT

I ACKNOWLEDGE THAT this Affidavit is furnished to the Purchasing Agent and that nothing in this Affidavit or in any contract arising from this bid or proposal shall be construed to supersede, amend, modify or waive the exercise of any statutory right or remedy with respect to any misrepresentation made or any violation of the obligations, terms and covenants undertaken by the above business with respect to (1) this Affidavit, (2) the contract, and (3) other Affidavits comprising part of the contract.

I DO SOLEMNLY DECLARE AND AFFIRM UNDER THE PENALTIES OF PERJURY THAT THE CONTENTS OF THIS AFFIDAVIT ARE TRUE AND CORRECT TO THE BEST OF MY KNOWLEDGE, INFORMATION, AND BELIEF.

Date: _____ By_____

(Authorized Representative and Affiant)

Federal Employer Identification Number (FEIN): _____

The undersigned acknowledges they have read the Invitation for Bids and all addenda including those posted on the County's website and herby submits the above Bid.

BID SUBMITTED BY:

ENTITY NAME (Must be entity name as registered with Maryland State Department of Assessments & Taxation)	TELEPHONE NUMBER
REPRESENTATIVE & TITLE (TYPE OR PRINT)	FAX NUMBER
REPRESENTATIVE & TITLE (SIGNATURE)	E-MAIL ADDRESS
ADDRESS	MD. CONTRACTOR'S LICENSE NO.
DATE	DATE AND PLACE OF ISSUE

Per Section 1(h) of the General Instructions, if company is unincorporated, list below the names and addresses of individuals composing the firm.

Name _____ Address _____

Name _____ Address _____

HARFORD COUNTY GOVERNMENT

DEPARTMENT OF PROCUREMENT

PRE-BID SIGN IN SHEET

Dated: 8/2/16 10:00 a.m.

Bid No. 16-238 Foster Branch Stream Restoration Project at Dembytown Road

NAME (Please Print)	COMPANY/FIRM	PHONE NUMBER	FAX NUMBER	E-MAIL ADDRESS
Dan Guthrie	HCG – Dept. of Procurement	410-638-3550	410-879-8658	djguthrie@harfordcountymd.gov
Naveed Shah	HCG – DPW/Road & Bridge Engineering	410-638-4109	410-893-3849	nshah@harfordcountymd.gov
Tim Grogan	CONSOLIDATED	301-540-0063		TIMOTHY.GROGAN15@[illegible]
Richard Cauhte	Meadville Land Serv.	814 252-6944		
DAVID SEABORN	ANGLER ENVIRONMENTAL	410-672-4326	410-672-4328	DAVESEABORN@ANGLERENVIRONMENTAL.COM
Jen Vega	Mid Atlantic Supply	443-8074783		jvega@midatlanticsupply.net
Mike Rist	HCG DPW	410 638 3545		mlrist@harfordcountymd.gov
Betsy Collins	HC DPW	x1394		bacollins@harfordcountymd.gov
Sarah Driver	Mid Atlantic Supply	410-808-5299		sdriver@midatlanticsupply.net
Jason White	Appalachian Stream Restoration	(304)756-3066	(304)756-3050	ASRWORKS+AOL.COM
Chris Kidd	Ecotone Inc.	410-808-0437		ckidd@ecotoneinc.com
RICK SCAFFIDI	EQR	3012527505		RSCAFFIDI@EQR1.com