Request for Proposal (RFP) Bid No: <u>Bid 24-03-3293LE</u> Addendum No. 1

Date:	April 26, 2024
То:	All Proposers
Subject:	Addendum No. 1 Consisting of Twenty-Five (25) Pages
RFP No.:	Bid 24-03-3293LE
Project Name:	N6461(1-2)/N6460(1)1,2&4 Road Improvement Project in Dennehotso, AZ
Owner:	Navajo Division of Transportation

Proposer shall acknowledge the receipt of this Addendum No. 1 and make note of and/or incorporate all changes listed below into the requested Request for Proposal (RFP):

REVISIONS TO THE CONTRACT DOCUMENTS INCLUDED IN THIS AMENDMENT:

I. REQUEST FOR PROPOSAL

Remove and replace Pages 1, 3, 4 and 9 of the RFP with the attached pages.

#### a. The due date for all proposals has been revised from May 2, 2024 to May 9, 2024.

II. BID SCHEDULE:

Remove and replace Page 14 of the RFP, the Bid Schedule has been revised and is attached to Addendum No. 1. The following revisions were made to the Bid Schedule:

Line 26, CONCRETE HEADWALL FOR 24-INCH PIPE CULVERT: revise Quantity to 6 EACH.

Line 28, 24-INCH PIPE CULVERT: revise Quantity to 773 LNFT.

- III. CONTRACT BOOK CHANGES:
  - a. Exhibit D Bid Instructions and Schedule, Clause NN-214-18 Preparation of Bids: Bid Schedule: is revised as follows:

Paragraph 6 of Bid Schedule "the Bid Schedule has two alternate bid categories..." is hereby deleted.

b. Exhibit C – Special Contract Requirements, Section 10.F.107.12 is modified to add:

The following utility company has facilities in the area and will be protected in place:

Navajo Tribal Utility Authority (Natural Gas)

Melissa Segay Gas Engineer PO Box 170 Fort Defiance, AZ 86504 928-729-6524 melissase@ntua.com

NTUA does have existing natural gas facilities within the project area which were field surveyed and potholes are noted on the plans. The Plans denote the "No Vibratory Compaction" limits on the plans. The NTUA Gas contact will be notified of the Preconstruction meeting, notifies two-weeks prior to earthwork in the area adjacent to the gas line, and two days prior to any additional work within 10 of their gas line.

NTUA has prior easements on the gas line and the Contractor shall prepare and obtain the NTUA Gas Encroachment Request.

The NTUA shall relocate the existing gas marker posts and features in conflict.

c. Exhibit E – Required Contract Forms; is revised as follows:

Standard Form 1442, Pages 1 and 2: is replaced herein.

Standard Form 24, Page 1: is replaced herein.

Standard Form 28, Pages 1, 2 and 4: is replaced herein.

Standard Form 25, Page 1: is replaced herein.

Standard Form 25A, Page 1: is replaced herein.

NOTE: These updated forms have been incorporated into the Contract Book that is available for download on the Navajo DOT website.

d. Exhibit F – Specifications and Supplemental Specifications, Section 156.04 Public Traffic, Accommodating Traffic During Work; is Modified to add:

The contractor is advised that the Dennehotso Chapter will have a new warehouse within the Chapter House fenced area under construction at the same time as this roadway project. The contractors shall coordinate activities and timing to minimize impacts to each others work. The NDOT contractor shall provide unfettered access on either the middle or north US 160 access at all times. The NDOT contractor shall provide 72 hours notice to the Chapter House contractor prior to traffic control changes and/or access changes.

e. Exhibit F – Specifications and Supplemental Specifications, Section 602.01 – Culverts and Drains, Description; is Modified to add:

Culverts 115, 202, 303, 304, and 116 are irrigation culverts and shall have a smooth inner wall.

f. Exhibit F – Specifications and Supplemental Specifications, Section 602.02 – Culverts and Drains, Material; is Modified to add:

Allowable pipe materials for Pipe Culverts:

Corrugated Steel Pipe, zinc galvanized

Corrugated Aluminum

Corrugated Aluminized Steel Pipe

Allowable Irrigation Pipe Materials (30" and 36" diameter):

Spiral Rib Steel Pipe, zinc galvanized

Spiral Rib Aluminum Pipe

g. Exhibit F – Specifications and Supplemental Specifications, Section 704.06 Unclassified Borrow; is modified to add:

Borrow material shall have a 20,000 psi resilient modulus which correlates to an R-value of 65 (FHWA 05-037).

IV. PROJECT PLANS:

DWG No. C-7.0, Sheet 34 of 69:

Add culvert 116, Sta 98+92, 24" CMP, smooth wall, 40-foot length, Headwalls left and right. Skew to match irrigation ditch.

- V. Mandatory Pre-Proposal Meeting Minutes and Sign-In Sheet from April 10, 2024 meeting that was held at the Dennehotso Chapter, Dennehotso, AZ. Meeting minutes include questions asked by attendees with Navajo DOT responses.
- VI. QUESTIONS AND ANSWERS subsequent to the Pre-Proposal Meeting held April 10, 2022.
  - Q1: Page 119 of the project special provisions states the bid schedule has two alternate bid categories. One package is for hot asphaltic concrete pavement and the other is Chip seal, Type 2C. The current bid schedule does not reflect this alternate pricing option. Will the department be adjusting the bid schedule?

Navajo Division of Transportation

- A1: The statement on page 119 regarding the two alternate bids is leftover prior to final changes in the scope and is no longer relevant. No alternate bid options are proposed.
- Q2: Currently there is no wearing surface shown on the new bridge plans. Is it the intent of the department to place Asphalt on the new bridge? If Asphalt is to be placed on the bridge will the department please provide the structural section required?
- A2: It is currently the desire of NDOT to not place a wearing surface on the proposed bridge nor on the existing bridge.
- Q3: Pavement Structural Section 2 is not shown on any typical sections. Will the department please clarify where pavement section no.2 is to be placed?
- A3: Pavement Structural Section No. 2 is used for the unpaved portions of the turnouts.
- Q4: The plans seemed to have RGRCP specified for the storm sewer. I was curious if you are going to allow alternative products to be bid?
- A4: The Pipe Summary sheet and the Bid Schedule call for "Pipe Culverts". Addendum 1 addresses the NDOT allowable pipe materials at this time.
- Q5: Is the Unclassified Borrow (In-Place) quantity coming out of the several retention basins on the project or is this additional quantity that needs to be brought in for the project? Do you have an R-value for this?
- A5: The retention basin excavation quantities are included in the earthwork table. The borrow quantity is the estimate amount of borrow beyond the current design plans. Borrow may be obtained from approved source on or near the project, or hauled in. Sources must include environmental approval per Exhibit C- Special Contract Requirements, Section 4, Borrow and Aggregate Materials. The R-value is address in Addendum 1.
- Q6: I was looking at the project and saw that the GRS-IBS specifications reference Section 725. I can't find that in the project docs nor can I find it on the NDOT website. Would you please send that section to me or direct me to a website where I can find it?
- A6: The reference is to the Federal Provisions 14 (FP-14), Standard Specifications for the Construction of Roads and Bridges on Federal Highway Projects, Section 725-Miscellaneous Materials. For the GRS-IBS bridge, this specification addresses the polystyrene foam boards.
- Q7: Required contract form 1442 has not been completed with the project information, is the contractor to complete the information ourselves?

- A7: No, Standard Form 1442 has been updated with the project information and is attached with Addendum No. 1. The updated form has also been incorporated into the Contract Book that is available for download on the Navajo DOT website.
- Q8: What is the estimated construction cost or the budget?
- A8: NDOT will not publicly share this information until after the written proposals are evaluated and the bid proposals are opened.

#### **END OF ADDENDUM NO. 1**

Thank you for your interest!

Ardaniel Begay, Principal Contract Analyst Project Contact Person

#### Navajo Nation Division of Transportation

Request for Proposal (RFP) Bid No. 24-03-3293LE

The Navajo Division of Transportation (Navajo DOT) is soliciting proposals to construct "N6461(1-2)/N6460(1)1,2&4 Road Improvement Project in Dennehotso, AZ". The proposed work consists of grading and drainage; a Geosynthetic Reinforced Soil-Integrated Bridge System (GRS-IBS) bridge; placement of aggregate base course and hot asphalt pavement; box culvert construction; installation of drainage structures, gabion wall, cattleguard, signs, striping, guardrail, and waterline relocations; and other miscellaneous work as called for in the design plans and specifications for this 5.72 mile roadway project located in Dennehotso, AZ, Apache County, Navajo Nation.

Proposals will be subject to all requirements specified in RFP No. 24-03-3293LE. The RFP package will be available for download from the Navajo DOT website (https://navajodot.org/rfp%2Frfq), beginning April 4, 2024 at 10:00 AM MDST.

A <u>MANDATORY</u> Pre-Proposal Meeting will be held on Wednesday, April 10, 2024 at 10:00 AM MDST at the Dennehotso Chapter House. The Pre-Proposal Meeting will consist of a brief presentation explaining the Project Scope and the necessary items required to be submitted as part of the RFP. Contractors are encouraged to conduct a field review of the project site on their own.

Proposal and bid package must be physically submitted to the following address by May 2, 2024 May 9, 2024, no later than 4:00 PM MDST:

Navajo Division of Transportation Attention: Ardaniel Begay Navajo Transportation Complex #16 Old Coal Mine Road Mentmore, NM 87319 (505) 371-8351

The Navajo Nation Business Opportunity Act and Navajo Preference Act shall apply to this project. Prospective bidders are encouraged to familiarize themselves with these provisions. Having preference does not guarantee the award of the project. Competitive Sealed Proposals under the Navajo Nation Business Opportunity Act shall be utilized in the selection of the Contractor. Refer to 12 N.N.C. §332 Competitive Sealed Proposals.

The Navajo Nation reserves the right to waive any formalities or irregularities in the Request for Proposals and/or to reject any or all bids; to be the sole judge of the suitability of the materials offered and to award a contract for the furnishing of services it deems to be in the best interest of the Navajo Nation.

#### PART I

#### **INFORMATION ONLY – NO RESPONSE TO THIS SECTION IS REQUIRED**

- A. This Request for Proposal (RFP) provides the prospective respondents with sufficient information that will enable them to prepare and submit a proposal for consideration.
- B. This RFP contains the instructions governing the proposals to be submitted and the materials to be included. These are mandatory requirements which must be met to be eligible for consideration. Failure to adhere will result in a "Non-Responsive" Status.
- C. SCHEDULE OF ACTIVITIES AND TIMELINES:

Schedule of Activities	Timelines
Mandatory Pre-Proposal Meeting at	Wednesday, April 10, 2024, at 10:00 a.m.
Dennehotso Chapter House	MDST
Prospective respondents "Inquiry Timeline."	Wednesday, April 17, 2024, by 3:00 p.m.
Questions regarding this RFP must be	MDST
submitted in writing, by fax or email prior to this	
date. No questions accepted after this date.	
Written responses to written questions will be	Wednesday, April 24, 2024, by 10:00 a.m.
distributed in writing through an Addendum	MDST
issued on this date.	
Due date for all proposals	Thursday, <del>May 2, 202</del> 4 May 9, 2024, by 4:00
	p.m. MDST
Opening of proposals and evaluations by the	Between <del>May 6, 2024 to May 10, 2024</del>
Review Panel	May 13, 2024 to May 17, 2024
Selection of Contractor	Week of <del>May 13, 2024</del> May 20, 2024

D. INQUIRIES: Questions regarding this RFP must be submitted in writing, by fax or email to the Project Contact listed below. Written questions as to the intent or clarity of this RFP can be submitted to the Project Contact until the inquiring date listed in Section C. Written responses to written questions and any RFP amendments will be distributed in writing through an Addendum issued on the date listed in Section C. No further questions, in any form, will be entertained after the date listed in Section C.

Project Contact: Ardaniel Begay, Principal Contract Analyst, Navajo Division of Transportation, Telephone: (505) 371-8351, Fax: (505) 371-8399, and Email: <u>abegay@navajodot.org</u>

E. ADDENDUM OR SUPPLEMENT TO THIS REQUEST FOR PROPOSALS: In the event it becomes necessary to revise any part of this RFP, an addendum will be issued. The addendum(s) will be available for download from the Navajo Division of Transportation (Navajo DOT) website (www.navajodot.org). It is important that respondents check the Navajo DOT website for addendum(s). Any respondents that already submitted a proposal will be notified.

- F. PROPOSALS SUBMISSION: Proposal must be received by May 2, 2024 May 9, 2024, at 4:00 p.m. MDST. Respondents who are mailing their proposals should allow sufficient time for mail delivery to ensure receipt by the time specified. If mailed, it is recommended that proposals be sent by certified mail to the address indicated on Page 2 of this RFP.
- G. NUMBER OF PROPOSALS TO BE SUBMITTED: In the submission of a proposal, one original and five (5) copies must be enclosed in <u>one sealed envelope</u>. A separately sealed Bid Schedule envelope should be contained within this overall proposal envelope as described in Part III, Section G. The outside of the proposal envelope should be clearly marked with: 1) Respondent's Contact information; 2) the RFP Bid Number; 3) the Project Name; and 4) the Navajo DOT Contact Person.
- H. LATE RECEIPT OF PROPOSALS: <u>Late proposals will not be accepted</u>. It is the responsibility of the respondent to ensure that the proposal arrives at the Navajo DOT on or before the date/time specified.
- I. REJECTION OF PROPOSALS: The Navajo DOT reserves the right to reject any or all proposals and to waive informalities and minor irregularities in the proposals received.
- J. PROPRIETARTY INFORMATION: Any restriction on the use of the information, data, contents contained within the proposals must be clearly stated in the proposal itself. Each and every page of the propriety material must be labeled or identified with the word "Proprietary." Proprietary information submitted in response to this RFP will be handled in accordance with applicable procurement regulations.
- K. PROPOSAL MATERIAL OWNERSHIP: All material submitted in reference to this RFP shall become the property of the Navajo Nation and will not be returned to the respondent. Responses received will be retained by the Navajo DOT and may be reviewed by any person(s) after the final selection has been made, subject to Section J. The Navajo DOT has the right to use any or all systems, ideas presented in this RFP, subject to limitations in Section J. Disqualification or non-selection of a respondent does not eliminate this right.
- L. INCURRING COSTS: The Navajo DOT is not liable for any cost incurred by the Respondent prior to issuance of signed contract award for services.
- M. ACCEPTANCE OF PROPOSAL CONTENT: The contents of the proposal of the successful respondent will become contractual obligation, if acquisition action ensues. Failure of the successful respondents to accept this obligation may result in cancellation of the award and such respondent may be removed from consideration for future solicitation.
- N. ACCEPTANCE TIME: The Navajo DOT, in coordination with the Navajo Nation Business Regulatory Department and the Navajo Nation Office of the Controller, intends to select the successful Respondent in the time specified in Section C, after the closing date of receipt of proposals.

- e. Document that each individual and/or firm that is proposing to perform material testing, general contracting and construction, and sub-contracting services, is properly licensed or registered to perform such services in the State of Arizona. Material testing consultants must be sufficiently covered by Professional Liability Insurance and contractors must be fully bonded and insured. Provide proof of your company's Certificate of Insurance and other insurances related to this project.
- f. Provide information regarding the financial capability of the Proposed Responder to successfully undertake projects of this type. Provide statements from bonding agencies and insurance carriers. The following bonds are required for the project:
  - Bid Bond/Guarantee. Contractor shall provide to the Navajo Nation a Bid Bond/Guarantee as required by Special Contract Requirement in Article 5.1.D of Standard General Conditions, Exhibit A of Contract Book and in Clause NN-228-1 Bid Guarantee of Bid Instructions and Schedule, Exhibit D of Contract Book, as attached under the Navajo DOT Contract Documents. The amount of the bid guarantee shall be ten (10) percent of the bid price per 12 N.N.C. §341 Bid Security.
  - Performance Bond. The successful Contractor shall provide to the Navajo Nation a Performance Bond as required in Article <u>11.1</u> 5.1.A of the <u>Navajo Nation</u> <u>Supplemental</u> Standard General Conditions, Exhibit <u>B</u> A of Contract Book, as attached under the Navajo DOT Contract Documents. <u>For the Proposal, provide</u> <u>affidavit from surety indicating Contractor's ability to provide said bond.</u>
  - Payment Bond. The successful Contractor shall provide to the Navajo Nation a Payment Bond as required in Article 11.2 5.1.B of the Navajo Nation Supplemental Standard General Conditions, Exhibit B A of Contract Book, as attached under the Navajo DOT Contract Documents. For the Proposal, provide affidavit from surety indicating Contractor's ability to provide said bond.
  - Lesser Bond amounts. Contractor shall refer to Article 11.3 5.1.C of the Navajo Nation Supplemental Standard General Conditions, Exhibit B A of Contract Book, as attached under the Navajo DOT Contract Documents for requirements regarding Lesser Bond amounts.
  - Bonding documentation required. The Navajo Nation's Representative must receive written documentation of all required bonds prior to the issuance of a Notice to Proceed for the Project, and Contractor shall not commence any work or services under this Contract until such documentation is received by the Navajo Nation.
- g. Prime Contractor shall submit a Subcontracting Plan that complies with the Navajo Nation Business Opportunity Act listing the following:
  - > Subcontractors and suppliers to be used by the Prime Contractor;
  - > Procedures used in selecting subcontractors and suppliers; and
  - Subcontracts or lease agreements for equipment to be used in performance of the contract.
  - For further information on the Navajo Business Opportunity Act is available at: <u>https://navajoeconomy.org/business-regulatory/</u>
  - For further information on the Source List- Certified Navajo Businesses is available at: <u>https://navajoeconomy.org/business-regulatory/nboa-source-listing/</u>



# N6461(1-2)/N6460(1)1,2&4 DENNEHOTSO LOOP ROAD IMPROVEMENTS BID

SCHEDULE

Addendum No. 1

LINE	ITEM NUMBER	DESCRIPTION	QUANTITY	UNIT	UNIT COST	AMOUNT
23	40504-0000	ASPHALT BINDER	766	TON	\$	\$
24	55401-1000	REINFORCING STEEL	2,068	LB	\$	\$
25	60101-0000	CONCRETE	36	CUYD	\$	\$
26	60103-0140	CONCRETE, HEADWALLFOR24- INCH PIPECULVERT	6	EACH	\$	\$
27	60103-0180	CONCRETE, HEADWALLFOR 36- INCH PIPECULVERT	4	EACH	\$	\$
28	60201-0800	24-INCH PIPE CULVERT	773	LNFT	\$	\$
29	60201-1000	36-INCH PIPE CULVERT	89	LNFT	\$	\$
30	60202-0100	15-INCH EQUIVALENT DIAMETER ARCH OR ELLIPTICAL PIPE CULVERT	220	LNFT	\$	\$
31	60202-0200	18-INCH EQUIVALENT DIAMETER ARCH OR ELLIPTICAL PIPE CULVERT	282	LNFT	\$	\$
32	60210-0800	END SECTION FOR 24-INCH PIPE CULVERT	22	EACH	\$	\$
33	60211-0500	END SECTION FOR 15-INCH EQUIVALENTDIAMETERARCHOR ELLIPTICAL PIPE CULVERT	10	EACH	\$	\$
34	60211-0600	END SECTION FOR 18-INCH EQUIVALENT DIAMETER ARCH OR ELLIPTICAL PIPE CULVERT	12	EACH	\$	\$
35	60222-1150	6 FEET SPAN, 3 FEET RISE REINFORCED CONCRETE BOX CULVERT, DOUBLE BARREL	37	LNFT	\$	\$
36	60802-0100	PAVED WATERWAY, TYPE 1	80	LNFT	\$	\$
37	60902-1000	CURBANDGUTTER, CONCRETE, 12- INCH DEPTH	223	LNFT	\$	\$
38	61102-1700	2-INCH WATERLINE, POLYVINYL CHLORIDE (PVC)	340	LNFT	\$	\$
39	61102-1750	2-INCH WATERLINE, DUCTILE IRON	234	LNFT	\$	\$
40	61102-2700	4-INCH WATERLINE, POLYVINYL CHLORIDE (PVC)	324	LNFT	\$	\$
41	61102-2750	4-INCH WATERLINE, DUCTILE IRON	301	LNFT	\$	\$
42	61102-2980	6-INCH WATERLINE, POLYVINYL CHLORIDE (PVC)	1,091	LNFT	\$	\$

SOLICITATION, OFFER, AND AWARD (Construction, Alteration, or Repair)	1. SOLICITATION NUMBER	2. TYPE OF SOLICI SEALED BID (IF INVITATION FO NEGOTIATED (F REQUEST FOR	FB) PR BID RFP)	DATE ISSUED	PAGE	OF	PAGES
<b>IMPORTANT</b> - The "offer" section on the reve	rse must be fully complet	ted by offeror.					
4. CONTRACT NUMBER	5. REQUISITION/PURCHAS	E REQUEST NUMBER	6. PROJECT	NUMBER			
7. ISSUED BY CODE	E {	3. ADDRESS OFFER TO					
9. FOR INFORMATION CALL:		b. TELEPHONE NU	MBER (Include a	area code) (NO COLL	ECT CALLS	S)	
SOLICITATION							
NOTE: In sealed bid solicitations "offer" and "	offeror" mean "bid and "b	idder".					

10. THE GOVERNMENT REQUIRES PERFORMANCE OF THE WORK DESCRIBED IN THESE DOCUMENTS (Title, identifying number, date)

11.	The contractor shall begin performance	ce within	_calendar days a	nd complete it withi	in	calendar days after re	ceiving
	award, notice to proceed.	This performance period	is mandatory	negotiable.	(See		).
12a.	THE CONTRACTOR MUST FURNISH AN (If "YES", indicate within how many calend YES NO			BONDS?		12b. CALENDAR DAYS	
13.	ADDITIONAL SOLICITATION REQUIREM	ENTS:					
	a. Sealed offers in original and	copies to perform the	e work required are	e due at the place s	specified in Ite	m 8 by	(hour)
	local time (date). If this is a sealed bid solicitation, offers will be publicly opened at that time. Sealed envelopes						
	containing offers shall be marked t	o show the offeror's name	e and address, the	solicitation numbe	r, and the date	e and time offers are du	e.
	b. An offer guarantee 🗌 is, 🛛 🗌	is not required.					
	c. All offers are subject to the (1) worl	< requirements, and (2) of	her provisions and	l clauses incorpora	ted in the solid	citation in full text or by	reference.
	d. Offers providing less than	calendar days for Go	vernment accepta	nce after the date c	offers are due	will not be considered a	and will be rejected.

OFFER (Must be fully completed by offeror)						
14. NAME AND ADDRESS OF OFFEROR (Include ZIP Code)	15. TELEPHONE NUMBER (Include area code)					
	16. REMITTANCE ADDRESS (Include only if different than Item 14.)					
CODE FACILITY CODE						
<ul> <li>17. The offeror agrees to perform the work required at the prices specified below is by the Government in writing within calendar days after the date of stated in Item 13d. Failure to insert any number means the offeror accepts the AMOUNTS</li> </ul>	offers are due. (Insert any number equal to or greater than the minimum requirement					
18. The offeror agrees to furnish any required performance and	payment bonds.					

#### 19. ACKNOWLEDGMENT OF AMENDMENTS

(The offeror acknowledges receipt of amendments to the solicitation -- give number and date of each)

AMENDMENT NUMBER									
DATE									
20a. NAME AND TITLE OF PERSON AUTHORIZED TO SIGN OFFER (Type or print)				20b. SIGNATU	IRE		20c. OFFER	DATE	
AWARD (To be completed by Government)									

21. ITEMS ACCEPTED:

22. AMOUNT	23. ACCOU	NTING AND APPROPRIATION DATA		
24. SUBMIT INVOICES TO ADDRESS SHOWN IN (4 copies unless otherwise specified)		25. OTHER THAN FULL AND OPEN C CODE AT 10 U.S.C. 3204(a) (	COMPETITION PURSUANT	
26. ADMINISTERED BY		27. PAYMENT WILL BE MADE BY		
CONTRACTING O	FFICER WILL CC	MPLETE ITEM 28 OR 29 AS A	PPLICABLE	
28. NEGOTIATED AGREEMENT (Contractor is required to and return copies to issuing office.) Contractor and deliver all items or perform all work requirements identi- any continuation sheets for the consideration stated in this of and obligations of the parties to this contract shall be govern award, (b) the solicitation, and (c) the clauses, representation specifications incorporated by reference in or attached to the	agrees to furnish ied on this form and contract. The rights ned by (a) this contract ins, certifications, and	29. AWARD (Contractor is not req solicitation is hereby accepted contract, which consists of (a) this contract award. No furthe	as to the items listed. This a the Government solicitation a	award consummates the and your offer, and (b)
30a. NAME AND TITLE OF CONTRACTOR OR PERSON AUT (Type or print)	31a. NAME OF CONTRACTING OFFI	CER (Type or print)		
30b. SIGNATURE	30c. DATE	31b. UNITED STATES OF AMERICA		31c. DATE
		BY		

<b>Bid Bond</b> (See Instructions on Page 3)	Date Bond Executed (Mus Than Bid Opening Date)	OMB Control Number: 9000-0001 Expiration Date: 1/31/2027
Principal (Legal Name And B		zation ("X" One) PartnershipJoint Venture Other (Specify) oration
Suraty/ica) (Nama And Busin	aaa Addraaa)	

Surety(ies) (Name And Business Address)

					Bid Identification	1
Percent Amount Not To Exceed					Bid Date	Invitation Number
Of Bid	Million(s)	Thousand(s)	Hundred(s)	Cents		
Price					For (Constructio	n, Supplies Or Services)

## Obligation:

#### Navajo Nation

We, the Principal and Surety(ies) are firmly bound to the United States of America (hereinafter called the Government) in the above penal sum. For payment of the penal sum, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally. However, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" as well as "severally" only for the purpose of allowing a joint action or actions against any or all of us. For all other purposes, each Surety binds itself, jointly and severally with the Principal, for the payment of the sum shown opposite the name of the Surety. If no limit of liability is indicated, the limit of liability is the full amount of the penal sum.

# Conditions:

The Principal has submitted the bid identified above.

# Therefore:

The above obligation is void if the Principal - (a) upon acceptance by the Government of the bid identified above, within the period specified therein for acceptance (sixty (60) days if no period is specified), executes the further contractual documents and gives the bond(s) required by the terms of the bid as accepted within the time specified (ten (10) days if no period is specified) after receipt of the forms by the Principal; or (b) in the event of failure to execute such further contractual documents and gives and gives the amount of the bid.

Each Surety executing this instrument agrees that its obligation is not impaired by any extension(s) of the time for acceptance of the bid that the Principal may grant to the Government. Notice to the Surety(ies) of extension(s) is waived. However, waiver of the notice applies only to extensions aggregating not more than sixty (60) calendar days in addition to the period originally allowed for acceptance of the bid.

Affidavit Of Individual Surety (See instructions on page 4)	OMB Control Number: 9000-0001 Expiration Date: 1/31/2027
State Of	County Of ss.
I, the undersigned, being duly sworn, depose and s	ay that I am: (1) the surety to the attached bond(s); (2)
a citizen of the United States; and of full age and le	gally competent. Where the sureties are acting as co-
sureties, we, the Sureties, bind ourselves in such s	um "jointly and severally" as well as "severally" only for
the purpose of allowing a joint action or actions aga	inst any or all of us. For all other purposes, each
Surety binds itself, jointly and severally with the Prin	ncipal. I recognize that statements contained herein
concern a matter within the jurisdiction of an agenc	Navajo Nation y of the United States and the making of a false,
fictitious or fraudulent statement may render the ma	aker subject to prosecution under Title 18, United States
Code Sections 1001 and 494. This affidavit is mad	Navajo Nation e to induce the <del>United States of America</del> to accept me
as surety on the attached bond.	

as survey on the attached bond.	
1. Name (First, Middle, Last) (Type or Print)	2A. Home Address (Number, Street, City, State, ZIP Code)
3. Type And Duration Of Occupation	
	2B. Telephone Number 2C. Email Address
<ul> <li>4A. Name And Address Of Employer (Number, Street, City, State, ZIP Code) (If self- employed, so state)</li> </ul>	5A. Name And Address Of Individual Surety Broker Used (Number, Street, City, State, ZIP Code)
	5B. Surety Broker Email Address
4B. Employer Email Address	5C. Home Telephone5D. Business TelephoneNumberNumber
6A. Name And Address Of Financial Institution Submitting The Pledge Of Securities On Behalf Of Individual Surety (Number, Street, City,	6B. Financial Institution Email Address Number (RTN)
State, ZIP Code)	6D. Contact Person Name 6E. Contact Person Telephone Number
	6F. Contact Person Email Address

#### Navajo Nation

 The Following Is A True Representation Of The Assets I Have Pledged To The United States In Support Of The Attached Bond. (List The Committee On Uniform Securities Identification Procedures (CUSIP) Number And Par (Face) Amount Of Each Security).

8. Identify All Liens, Judgements, Or Any Other Encumbrances Involving Subject Assets.

#### Instructions

- Individual sureties on bonds executed in connection with Government contracts must complete and submit this form with the bond. (See Federal Acquisition Regulation (FAR) 28.203, 53.228(e).) The surety must have the completed form notarized.
- 2. No corporation, partnership, or other unincorporated association or firm, as such, is acceptable as an individual surety (i.e. must be a natural person). Likewise, members of a partnership are not acceptable as sureties on bonds that a partnership or an association, or any co-partner or member thereof, is the principal obligor. An individual surety will not include any financial interest in assets connected with the principal on the bond that this affidavit supports.
- 3. United States citizenship is a requirement for individual sureties for contracts and bonds when the Navajo Nation contract is awarded in the United States. However, when the Contracting Officer is located in an outlying area or a foreign country, the individual surety is only required to be a permanent resident of the area or country in which the contracting officer is located.
- 4. All signatures of the affidavit submitted must be originals. Affidavits bearing reproduced signatures are not acceptable. An authorized person must sign the bond. Any person signing in a representative capacity (e.g., an attorney-in-fact) must furnish evidence of authority if that representative is not a member of a firm, partnership, or joint venture, or an officer of the corporation involved.

### **Paperwork Reduction Act Statement**

This information collection meets the requirements of 44 USC § 3507, as amended by section 2 of the Paperwork Reduction Act of 1995. You do not need to answer these questions unless we display a valid Office of Management and Budget (OMB) control number. The OMB control number for this collection is 9000-0001. We estimate that it will take 0.3 hours to read the instructions, gather the facts, and answer the questions. Send only comments relating to our time estimate, including suggestions for reducing this burden, or any other aspects of this collection of information to: U.S. General Services Administration, Regulatory Secretariat Division (MVCB), 1800 F Street, NW, Washington, DC 20405.

Performance Bond	Date Bond Executed (Must be same o later than date of contract)	i i i i i i i i i i i i i i i i i i i		OMB Control Number: 9000-0001 Expiration Date: 1/31/2027	
See Instructions on page	3				
Principal (Legal name and	l business address)	Type of Organization ("X" one) Individual Partnership Joint Venture Corporation Other (Specify) State of Incorporation			
Surety(ies) (Name(s) and business address(es))		Millio		Bond Isand(s) Hundred(s) Cents Contract Number	

## Obligation:

### Navajo Nation

We, the Principal and Surety(ies), are firmly bound to the United States of America (hereinafter called the Government) in the above penal sum. For payment of the penal sum, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally. However, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" as well as "severally" only for the purpose of allowing a joint action or actions against any or all of us. For all other purposes, each Surety binds itself, jointly and severally with the Principal, for the payment of the sum shown opposite the name of the Surety. If no limit of liability is indicated, the limit of liability is the full amount of the penal sum.

# Conditions:

The Principal has entered into the contract identified above.

Therefore:

The above obligation is void if the Principal-

- (a) (1) Performs and fulfills all the understanding, covenants, terms, conditions, and agreements of the contract during the original term of the contract and any extensions thereof that are granted by the Government, with or without notice of the Surety(ies) and during the life of any guaranty required under the contract, and
  - (2) Performs and fulfills all the undertakings, covenants, terms, conditions, and agreements of any and all duly authorized modifications of the contract that hereafter are made. Notice of those modifications to the Surety(ies) are waived.
- (b) Pays to the Government the full amount of the taxes imposed by the Government, if the said contract is subject to 41 USC Chapter 31, Subchapter III, Bonds, which are collected, deducted, or withheld from wages paid by the Principal in carrying out the construction contract with respect to which this bond is furnished.

<b>Payment Bond</b> (See Instructions On Page 3)	Date Bond Executed (Mus or later than date of contra		OMB Control Number: 9000-0001 Expiration Date: 1/31/2027			
Principal (Legal name and business address)			Type Of Organization ("X" one)IndividualPartnership Joint VentureCorporationOther (Specify)			
	State Of Incorporation					
Surety(ies) (Name(s) and busine	Penal Sum Of Bond					
	Million(s)	Thousand	l(s) Hundred(s) Cents			
	Contract D	ate	Contract Number			

Obligation:

### Navajo Nation

We, the Principal and Surety(ies), are firmly bound to the United States of America (hereinafter called the Government) in the above penal sum. For payment of the penal sum, we bind ourselves, our heirs, executors, administrators, and successors, jointly and severally. However, where the Sureties are corporations acting as co-sureties, we, the Sureties, bind ourselves in such sum "jointly and severally" as well as "severally" only for the purpose of allowing a joint action or actions against any or all of us. For all other purposes, each Surety binds itself, jointly and severally with the Principal, for the payment of the sum shown opposite the name of the Surety. If no limit is indicated, the limit of liability is the full amount of the penal sum.

Conditions:

The above obligation is void if the Principal promptly makes payment to all persons having a direct relationship with the Principal or a subcontractor of the Principal for furnishing labor, material or both in the prosecution of the work provided for in the contract identified above, and any authorized modifications of the contract that subsequently are made. Notice of those modifications to the Surety(ies) are waived. Witness:

The Principal and Surety(ies) executed this payment bond and affixed their seals on the above date.

Pri	nc	ip	al

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Ai	thorized E	or	Local Reproduction			STANDARD	) FORM 25/	(REV. 10/2023)



The purpose of this Mandatory Pre-Proposal Meeting is to receive presentations on the Project Scope of Work and the necessary items required to be submitted as part of the Request for Proposal (RFP). Meeting notes in red.

- 1. Introductions & Sign-In Sheet
  - a. Sign-In Sheet Please sign in.
- 2. Welcome Darryl Bradley, Principal Civil Engineer, Navajo DOT
- 3. General Announcements
  - a. Information is available on the Navajo DOT website: https://navajodot.org/rfp%2Frfq

Please note that the Contract Book that was available on the Navajo DOT website on April 4, 2024 between 10:00 am and 11:30 am was corrected to address revisions made to the following Standard Forms listed under Exhibit E Required Contract Forms: Standard Form 1442; Standard Form 24; Standard Form 28; Standard Form 25; and Standard Form 25A. Please download the revised Contract Book that is available on the Navajo DOT website.

- b. Inquiries on this RFP must be submitted in writing via fax or email to Ardaniel Begay, Principal Contract Analyst. The contact information is on Page 3 of the RFP.
- c. Contractors are encouraged to conduct a field review of the project site on their own. There is no formal field review scheduled.
- 4. Schedule of Activities
  - a. The Schedule of Activities is shown on Page 3 of the RFP.
  - b. Pre-Proposal Meeting today.
  - c. Inquiry Timeline all inquiries must be submitted in writing by 3:00 pm MDT on April 17, 2024. Written responses to inquiries will be distributed through an Addendum by 10:00 am MDT on April 24, 2024.
  - d. Proposal due by 4:00 pm MDT on May 2, 2024.
  - e. Opening Proposals and Evaluation between May 6 to May 10, 2024.
  - f. Selection of Contractor Week of May 13, 2024
  - g. Estimated Notice to Proceed Date Late June 2024
- 5. Project Description & Scope of Work
  - a. Project Plans, Roadway Cross-sections, Contract Book, and Geotechnical Reports, Drainage Report, and Right-of-Way Map are available for download from the Navajo DOT website (<u>https://navajodot.org/rfp%2Frfq</u>).
  - b. Funding Source is Federal Highway Administration (FHWA) Tribal Transportation Program funds.



c. Scope of Work consists of: grading and drainage; a Geosynthetic Reinforced Soil-Integrated Bridge System (GRS-IBS) bridge; placement of aggregate base course and hot asphalt pavement; box culvert construction; installation of drainage structures, gabion wall, cattleguard, signs, striping, guardrail, and waterline relocations; and other miscellaneous work as called for in the design plans and specifications for this 5.72 mile roadway project.

Project includes: installation of geogrid across the project due to the amount of sand; some work will occur within the Arizona Department of Transportation (ADOT) rightof-way to pave one access road to US 160 requiring contractor to obtain ADOT permit and approved traffic control plans; and work around several sensitive cultural resource site locations that need to be considered during construction. The Navajo DOT will be responsible for archaeological monitoring during construction.

• What do you mean by turn around near burial site? Heavy equipment needs to be able to go in one direction along road, turn around past the burial site area, and go back in the other direction during construction.

#### d. Completion Time – Per Article 4.3 of the Navajo DOT Contract - Agreement.

The Work will be substantially completed within 200 working days after the date when the Contract Times commence (Notice to Proceed) to run as provided in Paragraph 2.3 of the General Conditions, and completed and ready for final acceptance in accordance with Paragraph 14.7 of the General Conditions within 220 working days after the date when the Contract Time commence to run.

Please note that the above durations do not take into consideration non-working days for weather conditions, shutdowns during winter suspension(s) and holidays. See Article 12.3 of Standard General Conditions, Exhibit A for requirements related to Delay claims.

#### e. Bid Schedule/Item or Specification Changes -

- Specification Section 109 added the Fuel Cost Adjustment language to the end of Section 109.06.
- Specification Section 152 removed any reference to "Government furnished staking notes" as Navajo DOT will no longer provide these files.
- Specification Section 153 major change being that the plans/bid schedule will no longer have a bid item for Contractor Quality Control (please refer to Section 153.01 below).

**153.01** This work consists of planning and implementing a construction quality process to ensure work conforms to the contract. This work also includes quality control inspection and documentation, and process control sampling and testing.

The Contractor shall be fully responsible for providing Quality Control of materials delivered to the site and the means/methods in which they are placed to meet the requirements of the contract documents and specifications. The



Contractor shall maintain records and make them available to the Government (if requested). There is no contract pay item for this work.

The Government will be responsible for completing the Quality Assurance testing and construction inspection to verify that the testing requirements and specifications are met to ensure construction plans are followed and all items of work conform to the contract requirements. All work shall be conducted under the observation of the Government and is subject to Government inspection and testing at all places and at all reasonable times before acceptance to ensure strict compliance with the terms of the contract.

- 6. Coordination with BIA Navajo Region Branch of Transportation (NRBOT) and Apache County District 1
  - a. Project was designed by Dibble Engineering who will maintain the Engineer of Record responsibilities.
  - b. All coordination with the BIA NRBOT and Apache County will be conducted by Navajo DOT and/or the designated project Construction Manager (CM).
- 7. Utility Coordination See Article 7.1 of the Navajo DOT Contract Exhibit A Standard General Conditions and Section 107.02 of the FP-14 Specifications.
  - a. NTUA water and sewer No known sewer conflicts in project. Two locations where the sewer does cross the proposed roadway will have the Navajo DOT contractor constructing protective concrete slabs.

Seventeen (17) existing waterlines were found to require steel casings at proposed crossings. Contractor shall construct these encasements. At two locations, the waterlines have existing casing and these locations shall be protected in place. NTUA will provide water markers and contractor shall install.

- b. NTUA power overhead power lines were surveyed by NTUA Electric Division and found to have acceptable vertical clearance for proposed roadway. NTUA will install bracing and/or adjust wire down guys. All work by NTUA is scheduled to be completed by June 30, 2024. Contractor shall protect in place and protect workers.
- c. NTUA gas NTUA does have existing natural gas facilities within the project area and plans show above utility features that are in conflict and which are to be protected in place. Navajo DOT have noted the "No Vibratory Compaction" limits on the plans. NTUA shall relocate the existing gas marker posts and features in conflict.
- d. Frontier fiber line Frontier recently constructed fiber lines along the loop road. Two known conflicts identified on plans which Frontier will relocate prior to June 30, 2024. For the fiber optic line parallel to road, prior to construction activity in area, the contractor will stake roadway limits and Frontier will mark fiber lines and a field walkthrough will held with Navajo DOT, Frontier, and the contractor. Frontier will then relocate fiber in conflict areas.



- 8. Navajo Nation Business Regulatory Department Rochelle Tabaha (928) 871-7384 or rochelletabaha@navajo-nsn.gov
  - a. Navajo Business Opportunity Act

#### b. Subcontracting Plan

For bid proposals, NN Business Regulatory Department does make sure that the priority businesses are opened first and they have a listing of priority businesses on their website that they go by. Priority 1 businesses are opened first, followed by Priority 2 businesses, and the Non-Priority businesses are opened last. The Navajo DOT is not allowed to award points to Priority 1 or Priority 2 contractors because they are already given preference to be opened first.

If you need to register to do business on the Navajo Nation, please contact Rochelle Tabaha for assistance. This is important because when contracts get to the NN Department of Justice, they want to make sure that you businesses are in compliance with NN Business Regulatory and if you are in good standing with our corporation code and policy. The Navajo Business Opportunity is law that we should abide by.

- 9. Review of Request for Proposal
  - a. Page 2 proposals must be submitted to Navajo DOT at the address shown. Electronic proposals will not be accepted.
  - b. Page 5 all work performed on this project is subject to the 6% Navajo Sales Tax.
  - c. Page 5 evaluation procedure and criteria, including the scoring criteria.
  - d. Page 6 the proposals will be opened and evaluated in accordance with the Navajo Nation Business Opportunity Act.
  - e. Page 7 to 11 Outline of Request for Proposal
  - f. Proposal must be submitted in a sealed envelope.
  - g. Bid Schedule must be submitted in a separate sealed envelope clearly marked as "Bid Schedule RFP Bid 24-03-3293LE Project N6461(1-2)/N6460(1)1,2&4".
  - h. Prime Contractor requirements Self-Perform 50% of the work. See Special Contract Requirement, Clause NN-236-1.
  - i. Davis Bacon Wage Rates (Exhibit H of the Contract Book) apply for this Project.

All work will be performed in Apache County and the appropriate Davis Bacon Wage Rates will apply.

#### 10. Addendum(s)

- a. Addendum(s) will be available for download from the Navajo DOT website. It is important that respondents check the Navajo DOT website for addendum(s). Contractor is responsible for checking the Navajo DOT website for Addendums.
- b. Addendum Acknowledgement Form. Must be included in Proposal responses.



- 11. Any Questions?
- 1) Did you mention bonding information?

<u>Response:</u> Bonding requirements are included in the RFP and Contract Book.

2) Will NTUA make local water available for construction?

<u>Response:</u> No. Contractors will need to contact the Navajo Nation Department of Water Resources (DWR), Technical, Construction and Operations Branch (TCOB), Water Code Section at (928) 729-4132 to determine water source locations that are able to provide the amount of water needed for road construction. Contractors will need to apply for a Water Use Permit, including paying for the water, through the NN DWR TCOB Water Code Section. Further information can be found on website: <u>https://watercode.navajo-nsn.gov/</u>

3) Dennehotso Chapter plans to construct a new warehouse using American Rescue Plan Act (ARPA) funds starting around June 2024. The warehouse contractor will start bringing in equipment and materials. When will Navajo DOT's contractor start construction in this area and will the contractor be coordinating with the Chapter's contractor?

<u>Response:</u> The Contract Book includes traffic stipulations that the Contractor will need to consider in preparing their Traffic Control Plan. The Navajo DOT did not put stipulations in the Contract Book for the Contractor to coordinate their work with the Chapter's new warehouse construction. The Navajo DOT will add stipulation in the Contract Book that the Contractor will be responsible for coordinating their work with the new warehouse contractor.

4) Is the Unclassified Borrow (In-Place) quantity coming out of the several retention basins on the project or is this additional quantity that needs to be brought in for the project?

<u>Response</u>: The Unclassified Borrow (In-Place) bid item is an additional quantity of borrow (in-place) material that is needed for the project. The excavation quantity in the earthwork table includes the retention basins, so the Borrow item is the additional material developed outside of what is shown on the plans.

5) Do you have an R-value for this?

Response: This will be given in Addendum No. 1.

6) On the typical sections provided in the Plans, all it shows is "varies" on some of the cross slopes and dimensions. Is this information going to be put in or will it be determined off of the actual surveys?

<u>Response:</u> This information will be worked out with the Engineer of Record as we go due to the number of constraints to construct the different types of typical sections for the project. Each of these typical sections are not fully modeled like it is shown on the plans. The Engineer of Record and the Contractor will need to work together to make each typical section work based on the existing field conditions.

7) Is this the reason why the survey data is not going to be provided by the Government and that this information will be determined by the actual survey?

<u>Response:</u> No, the Government has changed the specifications for all projects and will not be providing any slope staking information to the Contractor on any projects.

**12. Adjourn at 10:48 am.** 



# Bid No. 24-03-3293LE – PRE-PROPOSAL MEETING N6461(1-2)/N6460(1)1,2&4 Dennehotso, AZ April 10, 2024 10:00 am MDT Sign-In Sheet

Name	Organization	Phone Number	Email
Darry Bradley	Navajo DOT	505- <b>3</b> 71-8397	dbradley enavajo dotiory
Drew Spar	Dibble	602-957-1155	drew. sparedibble.com
KC Brandon	Dibble CM	602.957.3646	Ecbrardon Edibblecm.com
ELTA WARNER	Apache County Dist. 1	(928)674 5664	
HERMAN PATTERSON	NECA	505-7070 -7070	hermone navajo . net
PARKER BROWNELL	F.N.F.	505 239-2730	PAROWNELL @FNFINGICOM
Michael Redhorse	NECA	535406 7489	michael Phavais.net
Noah Sam	American First Solutions		nsam Bamerican - 1st. org
Julix Richards	Chapter Officals	928-679-5659	vichonospicioss-smal
CLAE ROGERS	SEMA	928 899 2946.	crogers @ Sema, inc
TK BOYER	SEMA	94949243-1260	TROYERE SEMA, INC
Stanley affarley	NECA,	(505)210-7054	stanleyenavajo, net
Lury Tum	Dem loto (poper Braday	978.4296563	Larrytunie yabis.com
Maricelys Smith. Wielea	ma Dearchotso Chapter Mgs.		Msmith-williamsennchapters. org
Umstophy Framis	Aprohe Curton -TNP	(505) 340-3045	ctrancis capache county az.gov
		928)349-6922	Broncos66tto gmailicom
Nelbert Yazzie	Keyah Construction	(928)514-0093	Nelbert@Keyahinc. com
Michael Marguez	GEOMAT	970-844-0467	michael. Marquez & gesuctenzinering
Courtrey Hughes	GEOMAT	505-409-6776	Coursny, hughes & geomatergineering, con
Tino Moore	Western Technologies	505 716 7125	+ more & rma - western, com
foclulle Tabahy	Business figulation pept.	928,871, 7384	+ more e rma - western, com rochette tebaha a navajo-nsngov



# Bid No. 24-03-3293LE – PRE-PROPOSAL MEETING N6461(1-2)/N6460(1)1,2&4 Dennehotso, AZ April 10, 2024 10:00 am MDT Sign-In Sheet

Name	Organization	Phone Number	Email	
Kennett Johnson	DACM DE-3 grozing, of	928429.5506	ethotson 08 & yahoo, com	
Henry Begay Russel Gould	DACM DE-3 grozing, de BIA, WNA-BOT Aprele County	928-283-2298	henry begage bia.gov	
Kussel Gould	BIA, WNA-BOT Aprele County	(92) 656-350F		
1				
		,		