

GI-1.01 Contract Summary

ITEM	DESCRIPTION
Contract Title	PC Air Units and 400Hz Electrical Equipment Installation at Four Gates at Baltimore/Washington International Thurgood Marshall Airport
MAA Contract Number	MAA-CO-23-004
AIP Contract Number	TBD
Applicable Standard Provisions	https://www.airportal.maa.maryland.gov
Provisions for Federal Aid Applicable	YES
DBE Participation Goal	15% Total DBE Participation
Contractor Self-Performance Goal	30%
Contract Classification	Class E
Davis-Bacon Act Wage Rates Required*	YES
Project Location	BWI Marshall <input checked="" type="checkbox"/> Martin State <input type="checkbox"/>
Contract Drawings and Technical Provisions	https://emma.maryland.gov
Total Contract Duration	400 Calendar Days
Liquidated Damages	\$500.00 per Calendar Day
Pre-Bid Conference	<p>May 6, 2022 at 11:00:00 AM (via Microsoft Teams virtual conference) Click here to join the meeting / 667-262-2962 Phone Conference ID: 696 994 402#</p>
Site Inspection	<p>May 10, 2022 at 10:00:00 AM See GI-1.02 for Instructions</p>
Questions Due	<p>May 13, 2022 at 04:00 PM</p>
Bids Due	<p>May 27, 2022 at 10:00:00 AM MDOT MAA Office of Procurement and Materials Management 7001 Aviation Blvd, 2nd Floor Glen Burnie, Maryland 21061</p>
Bid Opening	<p>May 27, 2022 at 11:00:00 AM (via Microsoft Teams virtual conference) Click here to join the meeting / 667-262-2962 Phone Conference ID: 372 533 252#</p>

*Wage Rates are required for all bids with Federal funds (Davis-Bacon Act).

GI 1.02 Notice to Contractors

The *Standard Provisions for Construction Contracts (Volume I: General Provisions and Volume 2: Special Provisions)* and the *Technical Provisions* are intended to describe and establish all requirements and standards for this construction Contract and shall be binding upon the parties signatory to the Contract. By submitting a bid for this Contract, the Contractor agrees to adhere to the requirements of all of these Provisions.

Sealed bids for the State of Maryland (State), Maryland Department of Transportation (MDOT), Maryland Aviation Administration (MAA) project entitled:

**PC Air Units and 400Hz Electrical Equipment Installation at Four Gates
at Baltimore/Washington International Thurgood Marshall Airport
Construction Contract No. MAA-CO-23-004**

will be received at the MDOT MAA Office of Procurement and Materials Management
7001 Aviation Blvd., 2nd Floor, Glen Burnie, Maryland 21061

May 27, 2022 at 10:00:00 AM Local Time

All bids submitted on or before the date and time indicated above will be publicly opened and read aloud at:

May 27, 2022 at 11:00:00 AM Local Time (via Microsoft Teams Virtual Conference)
[Click here to join the meeting](#) / 667-262-2962 Phone Conference ID: 372 533 252#

Use of U.S. Mail or other delivery services may delay delivery. **Hand Delivery is recommended. Bids sent by Hand or Commercial Delivery shall be delivered to:**

**Maryland Department of Transportation
Maryland Aviation Administration
Office of Procurement and Materials Management
7001 Aviation Blvd., 2nd Floor
Glen Burnie, Maryland 21061
Attn: Jatavia Shittu**

Bids sent by U.S. Postal Service shall be sent to:

**Maryland Department of Transportation
Maryland Aviation Administration
Purchasing and Materials Management Section
7005 Aviation Blvd
Glen Burnie, Maryland 21061
Attn: Jatavia Shittu**

Positively no bids will be received after May 27, 2022 at 10:00:00 AM Local Time. Late bids, late requests for modifications, or late requests for withdrawal, will not be considered. MDOT MAA is not responsible for bids received late and will not receive any bids that are late.

In accordance with Code of Maryland Regulations (COMAR) 21.05.02.16, to receive a contract award, a vendor/offeree must be registered on eMaryland Marketplace Advantage (eMMA) as a vendor. To register on eMMA, go to the Office of State Procurement website at <https://emma.maryland.gov>.

The work under this contract includes an airfield lighting vault with associated site and utility work. See paragraph GI-1.04 for additional description.

This project has been advertised via eMaryland Marketplace Advantage (eMMA). Volume I Technical Specifications and Volume II Bid Documents are available for download via eMMA: <https://emma.maryland.gov>. Contract drawings are on a disk and available for pick up at the MDOT MAA. You must contact jshittu@bwiairport.com ASAP to schedule your pickup. If you prefer your contract drawings mailed, please contact the Procurement Officer. Your company's UPS or Fed-Ex account number will be required for mailing. All bids must be submitted on the bid documents provided in Volume II.

A Pre-Bid Conference will be held on:

May 6, 2022 at 11:00:00 AM Local Time (via Microsoft Teams Virtual Conference). Please use the following link to access the meeting or phone number to dial in:

[Click here to join the meeting](#) / 667-262-2962 Phone Conference ID: 696 994 402#

Please complete the Pre-Bid RSVP for to confirm your intent to attend.

A Site Inspection will be held on:

May 10, 2022 at 10:00:00 AM Local Time

The meeting location will be provided to attendees cleared to participate in the Site Inspection.

Contractors interested in attending the Site Inspection must e-mail a list of the following information or send the Site Inspection RSVP form to Jatavia Shittu jshittu@bwiairport.com no later than **May 6, 2022 at 2:00:00 PM:**

Company Name
Attendee's Full Name (as shown on Driver's License)
Gender
Date of Birth
Phone Number

OR

Name and MDOT MAA SIDA Badge No.

Please Note: If the above information is not received by the date and time specified you may not be cleared by the MDOT MAA Office of Airport Security to attend. Only attendees with prior approval from MDOT MAA will be allowed to attend the Site Inspection. This scheduled Site Inspection will be the only time to inspect the site. You must bring valid identification, either a driver's license / passport or MDOT MAA SIDA Badge.

Attendance at the Pre-Bid Conference and the Site Inspection is not mandatory, but all interested bidders are encouraged to attend in order to facilitate better preparation of their bids. Attendance may also increase the bidder's understanding of, and ability to, meet the Disadvantaged Business Enterprise (DBE) participation goals.

A State Equal Opportunity Officer will be available to discuss the Disadvantaged Business Enterprise program.

Appropriate auxiliary aids and service for qualified individuals with disabilities will be provided upon request. Please call the Office of Procurement at least five business days in advance of the meeting at 410-859-7081 or via MD Relay by dialing 7-1-1 or 1-800-201-7165 to advise of any reasonable accommodations required.

The Bid, if over \$100,000.00, must be accompanied by a Bid Guaranty in the amount of five percent (**5%**) of the Bid Price in the name of the "State of Maryland".

The Bid/Proposal Affidavit shall accompany the bid.

Performance and Payment Bonds in the amount of the Contract Price will be required of the successful Bidders.

Assistance in obtaining Bid, Performance and Payment Bonds may be available to qualifying small businesses through the Maryland Small Business Development Financing Authority (MSBDFDA). Questions regarding the bonding assistance program should be referred to: MSBDFDA, 826 East Baltimore Street, Baltimore MD 21202, (410) 333-4270 (phone) (410) 333-6931 (fax).

Disadvantaged Business Enterprises (DBE) Requirements

It is the goal of the Maryland Department of Transportation that Disadvantaged Business Enterprises (DBE) participate in all contracts, and the Contractor is encouraged to utilize DBE subcontractors when there is opportunity to do so. MDOT hereby notifies all Bidders that in regard to any Contract entered into pursuant to this bid; DBEs will not be subject to discrimination on the basis of race, color, sex or national origin in consideration for an award.

The MDOT MAA has established a minimum DBE participation goal as indicated below. Review the Federal DBE regulations in the Standard Provisions included with these documents. MDOT

MAA reserves the right to reduce the total contract dollars by the value of the sole source items for the purposes of achieving the DBE goal.

DBE Subcontractor Participation Goals. For the purposes of this Contract, a minimum overall DBE subcontractor participation goal of fifteen percent (15%) of the total Contract dollar amount of the Contractor's bid for this Contract has been established. By submitting a response to this solicitation, a Bidder agrees that, at a minimum, the established DBE goal will be performed by one (1) or more DBE firms, including the classifications of DBE specified. Failure to meet this DBE requirement will disqualify the Bidder from further consideration, or termination of a Contract once in progress.

Maryland's MBE/DBE Directory is available at <http://mbe.mdot.state.md.us>.

The contractor, subcontractor, or subrecipient (grant recipient) shall not discriminate on the basis of race, color, sex or national origin I performance of this contract. The contractor shall carry out applicable requirements of 49CFR Part 26 in the award and administration of DOT-assisted contracts. Failure by the contractor to carry out these requirements is a material breach of this contract, which may result in the termination of this contract or such other remedy as MDOT deems appropriate.

Please be informed all bidders/offerors must furnish the names and address of the firms that submitted quotes for your bid/proposal and to include the age of the firm and annual gross receipts or revenues. The MDOT MAA will verify this information.

MBE/DBE LIQUIDATED DAMAGES PROVISION

This contract requires the contractor to make good faith efforts to comply with the Minority Business Enterprise/Disadvantaged Business Enterprise MBE/DBE Program and contract provisions. The Maryland Department of Transportation - Maryland Aviation Administration ("MDOT/MAA") and the Contractor acknowledge and agree that MDOT MAA will incur damages, including but not limited to loss of goodwill, detrimental impact on economic development, and diversion of internal staff resources, if the contractor does not make good faith efforts to comply with the requirements of the MBE/DBE Program and MBE contract provisions. The parties further acknowledge and agree that the damages MDOT MAA might be anticipated to accrue as a result of such lack of compliance is difficult to ascertain with precision. Therefore, upon a determination by MDOT/MAA that the contractor failed to make good faith efforts to comply with one or more of the specified MBE/DBE Program requirements or contract provisions, the contractor agrees to pay liquidated damages to the State at the rates set forth below.

The contractor expressly agrees that MDOT/MAA may withhold payment on any invoices as a set-off against liquidated damages owed. The contractor further agrees that for each specified violation, the agreed upon liquidated damages are reasonably appropriate to the loss the State is anticipated to incur as a result of such violation.

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- A. Failure to submit each monthly payment report in full compliance with COMAR 21.11.03.13B (3): **\$42.37 per day** until the monthly report is submitted as required.
 - B. Failure to include in its agreements with MBE subcontractors a provision requiring submission of payment reports in full compliance with COMAR 21.11.03.13B (4): **\$148.30 per MBE/DBE subcontractor.**
 - C. Failure to promptly pay all undisputed amounts to a subcontractor in full compliance with the prompt payment provisions of the contract: **\$100.00 per day** until the undisputed amount due to the subcontractor is paid.
 - D. Failure to comply with COMAR 21.11.03.12 in terminating, canceling, or changing the scope of work/value of a contract with an MBE subcontractor and/or amendment of the MBE/DBE participation schedule: **the difference between** the dollar value of the MBE/DBE participation commitment on the MBE participation schedule for that specific MBE/DBE firm and the dollar value of the work performed by that MBE/DBE firm for the contract.
 - E. Failure to meet the contractor's total MBE/DBE participation goal and Subgoal commitments; **the difference between** the dollar value of the total MBE/DBE participation commitment on the MBE participation schedule and the MBE/DBE participation actually achieved.

NOTE: Maryland Department of Transportation - Maryland Aviation Administration (MDOT MAA) does not assess Section E of the MBE/DBE Liquidated Damages Provision to Indefinite Delivery Indefinite Quantity (IDIQ) Contracts, when MDOT MAA does not request the performance of a task for which an MBE subcontractor named on the Participation Schedule and qualified based on its NAICS Code.

Notwithstanding the use of liquidated damages, the Maryland Department of Transportation - Maryland Aviation Administration reserves the right to terminate a task or contract and exercise all other rights and remedies provided in the contract or by law.

By submitting a response to this solicitation, the Bidder agrees to accept payments by electronic funds transfer unless the State Comptroller's Office grants an exemption. The selected Bidder shall register with the EFT Registration, General Accounting Division form using the COT/GAD X10 Vendor Electronic Funds (EFT) Registration Request Form, available at <http://compnet.comp.state.md.us/gad/pdf/GADX-10.pdf>. Any request for exemption must be submitted to the State Comptroller's Office for approval at the address specified on the COT/GAD X-10 form and must include the reason for exemption.

Questions regarding the Electronic Funds Transfer should be referred to Office of the Comptroller, General Accounting Division, 80 Calvert Street, Room 200, Annapolis, Maryland 21401, (410) 260-7375 or mmcmahon@comp.state.md.us.

By submitting a response to this solicitation, a vendor shall be deemed to represent that it is not in arrears in the payment of any obligation due and owing the State of Maryland, including the payment of taxes and employee benefits, and that it shall not become so in arrears during the term of the contract if selected for the contract award.

The MDOT MAA reserves the right to reject any and all bids, if in its judgment, the interest of the Administration may so require.

If there should be any questions regarding this contract, please contact:

Jatavia Shittu
Manager, Construction and Maintenance Section
Office of Procurement and Materials Management
Maryland Aviation Administration
Maryland Department of Transportation
410-859-7004
Jshittu@bwiairport.com