

CITY OF PORTLAND, MAINE

**Material Testing Services for the
New Fred P. Hall Elementary School in
Portland, Maine
Bid #8117**

The City of Portland and Portland Public Schools is conducting a competitive bid process for the material testing services for the New Fred P. Hall Elementary School in Portland, Maine. These testing services include both on site and laboratory testing. The General Contractor has been selected and is in the process of mobilizing to begin construction in early May. Substantial completion is expected in August of 2018 with completion of testing services in the fall of 2018.

The project consists of the construction of a new 84,890 sf Pre-K through 5 elementary school and associated athletic fields and playground spaces, structural steel, mechanical, plumbing, sprinkler and electrical systems in addition to on site stormwater treatment systems.

Proposals are due at 3:00 p.m. at Portland City Hall, Room 103 on Tuesday, May 23, 2017. Proposals received after 3:00 p.m. will not be considered and will be returned unopened. Late, unsigned bids or bids submitted electronically shall not be accepted. Bids shall remain open to acceptance for thirty days from their opening. The Owner reserves the right to accept or reject any or all proposals as may best serve the interest of the Owner. All bids will remain open for ninety (90) days.

All questions are also to be directed to Matthew Fitzgerald, Purchasing Manager, by email at MFF@portlandmaine.gov or faxed to (207) 874-8652. Responses to questions will be provided via written addendum to all firms.

Copies of the electronic copies of the construction documents will be available at the Purchasing Office, Room 103, City Hall, 389 Congress Street, Portland, ME 04101. Each prospective bidder will be required to obtain from the City each copy of the proposal form and each set of plans; e-mail jrl@portlandmaine.gov, phone (207) 874-8654, or fax (207) 874-8652.

Bids from vendors not registered with the Purchasing Office may be rejected; receipt of this document directly from the City of Portland indicates registration. Should a vendor receive this Request from a source other than the City, please contact 207-874-8654 to ensure that your firm is listed as a vendor for this Bid.

Testing requirements to be included in this proposal are specified in the following specifications:

Specification Section	Title	Paragraph
014535	Special Inspections	
03300	Cast-in-place concrete	3.16
042000	Unit Masonry	1.7 and 3.14
051200	Structural Steel Framing	3.6
052100	Steel Joist Framing	3.3
053100	Steel Decking	3.6
054000	Cold-Formed Metal Framing	3.6
072713	Modified Bituminous Sheet Air Barriers	1.8 and 3.4
072726	Fluid Applied Membrane Air Barriers	1.8 and 3.5
096516	Resilient Sheet Flooring	3.2.B.3 and 4
096519	Resilient Tile Flooring	3.2.B.3 and 4
096543	Linoleum Flooring	3.2.B.3 and 4
096566	Resilient Athletic Flooring	3.2.B.2 and 3
096813	Tile Carpeting	3.1.C.1
312000	Earth Moving	3.8 and 3.23
321216	Asphalt Paving	3.9
321313	Concrete Paving	1.8 and 3.11
323113	Chain Link Fences and Gates	3.6
323223	Segmental Retaining walls	3.7
329115	Soil Preparation	3.4
334713	Pond and Reservoir Liners	1.7 and 3.4

Each proposal is to include the following information:

1. Fixed fee for testing specified above
2. Hourly rate sheet for additional services beyond those specified
3. Breakdown of fee by individual specification section
4. A list of all subcontractors proposed for individual testing
5. Qualifications for personnel responsible for each specified test

EQUAL EMPLOYMENT OPPORTUNITIES

Vendor shall comply fully with the Nondiscrimination and Equal Opportunity Provisions of the Workforce Investment Act of 1998, as amended (WIA, 29 CFR part 37); the Nontraditional Employment for Women Act of 1991; title VI of the Civil Rights Act of 1964, as amended; section 504 of the Rehabilitation Act of 1973, as amended; the Age Discrimination Act of 1975, as amended; title IX of the Education Amendments of 1972, as amended; and with all applicable requirements imposed by or pursuant to regulations

implementing those laws, including but not limited to 29 CFR part 37 and all other applicable laws, including the Maine Human Rights Act, ordinances and regulations regarding equal opportunity and equal treatment.

The Awarded Contractor will procure and maintain Automobile Insurance and General Public Liability Insurance coverage in amounts of not less than Four Hundred Thousand Dollars (\$400,000.00) per occurrence for bodily injury, death and property damage, naming the City as an additional insured thereon, and also Workers' Compensation Insurance coverage to the extent required by law. With respect to the General Liability and Automobile Liability Insurance, the Contractor shall name the City as an additional insured for coverage only in those areas where government immunity has been expressly waived by 14 M.R.S. A. § 8104-A, as limited by § 8104-B, and § 8111. This provision shall not be deemed a waiver of any defenses, immunities or limitations of liability or damages available under the Maine Tort Claims Act, other Maine statutory law, judicial precedent or common law. With respect to the Liability Insurance, the Contractor will provide the City a certificate of insurance evidencing such coverage, in this way: certificate must say either: A) "the policy has been endorsed to name the City of Portland as an Additional Insured" and a copy of the endorsement must come to the City of Portland with the certificate, or B) "the policy already includes an endorsement, such as the General Liability Extension Endorsement, by which the City of Portland is automatically made an additional insured." A Certificate which merely has a box checked under "Addl Insr," or the like, or which merely states the City of Portland is named as an Additional Insured, will not be acceptable. The Workers' Compensation insurance shall include an endorsement waiving all rights of subrogation against the City of Portland, its officers or employees. The Contractor shall furnish the City and thereafter maintain certificates evidencing all such coverages, which certificates shall guarantee thirty (30) days' notice to the City of termination of insurance from insurance provider or agent.

Pursuant to City procurement policy and ordinance, the City is unable to contract with businesses or individuals who are delinquent in their financial obligations to the City. These obligations may include but are not limited to real estate and personal property taxes and sewer user fees. Bidders who are delinquent in their financial obligations to the City must do one of the following: bring the obligation current, negotiate a payment plan with the City's Treasury office, or agree to an offset which shall be established by the contract which shall be issued to the successful bidder.

It is the custom of the City of Portland, Maine to pay its bills 30 days following equipment delivery and acceptance, and following the receipt of correct invoices for all items covered by the purchase order. If your organization prefers to receive payment via electronic transfer rather than by check, please see the web link below* and include that EFT form with your bid submission. In submitting bids under these specifications, bidders should take into account all discounts; both trade and time allowed in accordance with this

payment policy and quote a net price. The City is exempt from the State's sales and use tax as well as all Federal excise taxes.

* <http://www.portlandmaine.gov/DocumentCenter/Home/View/817>

May 8, 2017

Matthew Fitzgerald
Purchasing Manager

PROPOSAL FORM
CITY OF PORTLAND, MAINE

**Material Testing Services for the
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**** THIS SHEET MUST BE INCLUDED IN YOUR PROPOSAL ****

The undersigned hereby declares that he/she or they are the only person(s), firm or corporation interested in this proposal as principal, that it is made without any connection with any other person(s), firm or corporation submitting a proposal for the same, and that no person acting for or employed by the City of Portland is directly or indirectly interested in this proposal or in any anticipated profits which may be derived there from.

The undersigned hereby declares that they have read and understand all conditions as outlined in this Request for Proposals, and that the proposal is made in accordance with the same.

The bidder acknowledges the receipt of Addenda numbered: _____

COMPANY NAME: _____

AUTHORIZED SIGNATURE: _____

DATE: _____

PRINT NAME & TITLE: _____

ADDRESS: _____

E-MAIL ADDRESS: _____

PHONE NUMBER: _____ FAX NUMBER: _____

TYPE OF ORGANIZATION - PARTNERSHIP, CORPORATION, INDIVIDUAL, OTHER:

STATE OF INCORPORATION, IF APPLICABLE: _____

FEDERAL TAX IDENTIFICATION NUMBER (Required): _____

AUTHORIZED SIGNATURE: _____

DATE: _____

NOTE: Proposals must bear the handwritten signature of a duly authorized member or employee of the organization submitting a proposal.