

# STATE OF NORTH CAROLINA DEPARTMENT OF TRANSPORTATION

JOSH STEIN GOVERNOR J.R. "JOEY" HOPKINS Secretary

January 14, 2025

## Addendum No. 1

Contract No.:	C205056
WBS Nos.:	DF18314.2045317; DF18314.2045318
County:	Henderson
Project Description:	Hurricane Helene Emergency Express Design-Build
5 1	Division 14 – Group 3

RE: Addendum No. 1 to Final RFP

## January 21, 2025 Letting

To Whom It May Concern:

Reference is made to the Final RFP dated January 9, 2025, recently furnished to you on the above project. We have since incorporated changes and Addendum No.1 to the Final RFP has been posted to the web address as follows:

## <u>connect.ncdot.gov/letting/Pages/Design-Build-Letting-Details.aspx?let\_id=Helene</u> <u>EEDB D14 Group 3</u>

Please note that all revisions have been highlighted in gray and are as follows:

The *Cover Sheet* has been revised. Please remove the *Cover Sheet* from your proposal pdf and replace it with the revised *Cover Sheet* thereto.

The *Table of Contents* has been revised. Please remove the *Table of Contents* from your proposal pdf and replace it with the revised *Table of Contents* thereto.

Pages No. 8 & 9 in *Project Special Provisions* has been revised. Please remove Pages No. 8 & 9 from your proposal pdf and replace it with revised Pages No. 8 & 9 thereto.

The *Minimum Wages* has been revised. Please remove the *Minimum Wages* from your proposal pdf and replace it with the revised *Federal Wage Rates* thereto.

Website: www.ncdot.gov

Addendum No. 1 January 14, 2025 Hurricane Helene Emergency Express Design-Build, Division 14 Group 3 Distribution of Final RFP Page 2

The Fuel Factor Chart has been revised. Please remove the *Fuel Factor Chart* from your proposal pdf and replace it with the revised *Fuel Factor Chart* thereto.

If you have any questions or need additional information, I can be reached by telephone at (919) 707-6901.

Sincerely,

Kon Davenport 52C46046381F443... Ronald E. Davenport, Jr., PE State Contract Officer

RED:jse

cc: Mr. Wiley Jones, III, PE Mr. Josh Deyton, PE Mr. Timothy McFadden File Mr. Wanda Payne, PE Mr. Zach Shuler, PE Mr. David Stark, PE

#### -- STATE OF NORTH CAROLINA--DEPARTMENT OF TRANSPORTATION RALEIGH, N.C.

# FINAL REQUEST FOR PROPOSALS

STATE

OUAM VII



Hurricane Helene Emergency Express Design-Build Division 14 Group 3 Bridge Replacements

January 9, 2025

Including Addendum No. 1 Dated January 14, 2025

VOID FOR BIDDING

DATE AND TIME OF PRICE PROPOSAL OPENING: JANUARY 21, 2025 AT 2:00 PM

CONTRACT ID: C205056

WBS ELEMENT NO.: DF18314.2045317; DF18314.2045318

COUNTY: HENDERSON

ROUTE NO. SR 1578 (TOWNSEND RD); SR 1614 (WATERS RD)

MILES: N/A

LOCATION: REPLACEMENT OF TWO (2) BRIDGES IN HENDERSON COUNTY

TYPE OF WORK:DESIGN-BUILD AS SPECIFIED IN THE SCOPE OF WORK<br/>CONTAINED IN THE REQUEST FOR PROPOSALS

### NOTICE:

ALL PROPOSERS SHALL COMPLY WITH ALL APPLICABLE LAWS REGULATING THE PRACTICE OF GENERAL CONTRACTING AS CONTAINED IN CHAPTER 87 OF THE GENERAL STATUTES OF NORTH CAROLINA WHICH REQUIRES THE PROPOSER TO BE LICENSED BY THE N.C. LICENSING BOARD FOR CONTRACTORS WHEN BIDDING ON ANY NON-FEDERAL AID PROJECT WHERE THE BID IS \$30,000 OR MORE, EXCEPT FOR CERTAIN SPECIALTY WORK AS DETERMINED BY THE LICENSING BOARD. PROPOSERS SHALL ALSO COMPLY WITH ALL OTHER APPLICABLE LAWS REGULATING THE PRACTICES OF ELECTRICAL, PLUMBING, HEATING AND AIR CONDITIONING AND REFRIGERATION CONTRACTING AS CONTAINED IN CHAPTER 87 OF THE GENERAL STATUTES OF NORTH CAROLINA. NOT WITHSTANDING THESE LIMITATIONS ON BIDDING, THE PROPOSER WHO IS AWARDED ANY PROJECT SHALL COMPLY WITH CHAPTER 87 OF THE GENERAL STATUTES OF NORTH CAROLINA FOR LICENSING REQUIREMENTS WITHIN 60 CALENDAR DAYS OF BID OPENING, REGARDLESS OF FUNDING SOURCES.

5% BID BOND OR BID DEPOSIT REQUIRED

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# **PROPOSAL FORMS**

Itemized Proposal Sheet Fuel Factor Chart Listing of DBE Subcontractor Execution of Bid, Non-Collusion Affidavit, Debarment Certification and Gift Ban Certification Signature Sheet The Design-Build Team is cautioned that the bridge description specified in the Structures Scope of Work was determined jointly by the Department and the regulatory and permitting agencies and variation therefrom will likely require subsequent concurrence from these agencies. The Design-Build Team is fully responsible for engaging the Department to understand the rationale for the bridge descriptions outlined in the Structures Scope of Work prior to exercising the lump sum bid alternate afforded by this provision.

To elect this option, the Design-Build Team shall enter a lump sum amount for all work required by the contract for the bridge site on the Itemized Proposal Sheet. The unit cost and amount for all other line items specific to that bridge shall be left blank on the Itemized Proposal Sheet.

To forego this option, the Design-Build Team shall enter a unit cost and amount for each of the specific unit price and lump sum items for the bridge site and the amount for the Alternate Lump Sum Bid for Bridge #440109 shall be left blank.

Payment will be made under:

**Pay Item** Alternate Lump Sum Bid for Bridge #440109

## **MOBILIZATION**

(1-16-24)

Revise the *Standard Specifications* as follows:

## Page 8-1, Subarticle 800-2, MEASUREMENT AND PAYMENT

Delete this subarticle in its entirety and replace with the following:

### 800-2 MEASUREMENT AND PAYMENT

Ten percent of the "Total Amount of Bid for Entire Project" shall be considered the lump sum amount for Mobilization. Partial payments for Mobilization will be made beginning with the first partial pay estimate paid on the contract in the amount of 40% of the mobilization. The additional 60% of the mobilization will be paid for in equal amounts over the next two partial payments.

### SEQUENCE AND SCHEDULE RESTRICTIONS

The Department has no preference in sequencing of the bridges.

#### SUBMITTAL OF QUANTITIES, FUEL BASE INDEX PRICE AND OPT-OUT OPTION (1-23-14)(Rev 1-21-25) EDB1 G43

### (A) Submittal of Quantities

Submit quantities on the *Fuel Usage Factor Chart and Estimate of Quantities* sheet, which is found at the following link:

**Pay Unit** Lump Sum

DB1 G15B

## https://connect.ncdot.gov/letting/Design%20Build%20Resources/Express%20Design%20B uild%20-

## %20Fuel%20Usage%20Factor%20Chart%20and%20Estimate%20of%20Quantites.pdf

The Design-Build Team shall prepare an Estimate of Quantities that they anticipate incorporating into the completed project and upon which the Price Proposal was based. The quantity breakdown shall include all items of work that appear in the *Fuel Usage Factor Chart and Estimate of Quantities* sheet. Only those items of work which are specifically noted in the *Fuel Usage Factor Chart and Estimate of Quantities* sheet will be subject to fuel price adjustments.

**Submittal** - The submittal shall be delivered at the same time and location as the Price Proposal. The *Fuel Usage Factor Chart and Estimate of Quantities* sheet shall be attached to the electronic bid file.

**Trade Secret** - Information submitted on the *Fuel Usage Factor Chart and Estimate of Quantities* sheet will be considered "Trade Secret" in accordance with the requirements of G.S. 66-152(3) until such time as the Price Proposal is opened.

### (B) **Base Index Price**

The Design-Build Team's Estimate of Quantities will be used on the various partial payment estimates to determine fuel price adjustments. The Design-Build Team shall submit a payment request for quantities of work completed based on the work completed for that estimate period. The quantities requested for partial payment shall be reflective of the work actually accomplished for the specified period. The Design-Build Team shall certify that the quantities are reasonable for the specified period. The base index price for DIESEL #2 FUEL is **\$ 2.3148** per gallon.

### (C) Opt Out of Fuel Price Adjustment

If the Design-Build Team elects not to pursue reimbursement for Fuel Price Adjustments, a quantity of zero shall be entered for all quantities in the *Fuel Usage Factor Chart and Estimate of Quantities* sheet and the declination box shall be checked. Failure to complete and submit the *Fuel Usage Factor Chart and Estimate of Quantities* form will mean that the Design-Build Team is declining the Fuel Price Adjustments for this project.

#### (D) Fuel Usage Factor for Asphalt Line Items

If the Design-Build Team elects to pursue reimbursement for Fuel Price Adjustments, the Design-Build Team shall select either the 0.90 or 2.90 Fuel Usage Factor for each individual asphalt line item by marking the appropriate Factor on the *Fuel Usage Factor Chart and Estimate of Quantities* sheet. If the Design-Build Team does not mark either Fuel Usage Factor or marks both Fuel Usage Factors for an asphalt line item, the 2.90 Fuel Usage Factor shall be used for that asphalt line item.

#### (E) Change Option

The proposer will not be permitted to change the option after the Price Proposal and the *Fuel Usage Factor Chart and Estimate of Quantities* sheet is submitted.

#### (F) Failure to Submit

Failure to submit the completed *Fuel Usage Factor Chart and Estimate of Quantities* sheet will result in the Price Proposal being considered irregular by the Department and the Price Proposal may be rejected.

#### (G) Total Construction Cost Amount

Submit the total construction cost amount on all *Fuel Usage Factor Chart and Estimate* of *Quantities* sheet submittals regardless of opting to pursue or not pursue reimbursement for Fuel Price Adjustments on this project. This value will be used to calculate compliance with the DBE or MBE/WBE project goals.

#### INDIVIDUAL MEETINGS WITH PROPOSERS (9-1-11)

The Department will provide one Question and Answer Session, which includes Hydraulic, Environmental & Geotechnical questions, to meet with each proposer individually to specifically address questions regarding the draft Requests for Proposals.

#### **CONFIDENTIAL QUESTIONS**

(1-5-07)

The Design-Build Team will be permitted to ask confidential questions of the Department, which neither the question nor answer will be shared with other proposing teams. For the purpose of this provision, "confidential question" is defined as a private inquiry containing information whose disclosure could alert others to certain details of doing business in a particular manner. The Department will determine if the question is considered a confidential question.

I. Confidential questions arising prior to issuance of the Final Request for Proposals will be allowed at the External RFP review with the individual teams.

The Department will answer the confidential question verbally at the meeting if possible. If not answered verbally during the meeting, the Department will answer the confidential question by subtle changes in the Final Request for Proposals, which will clarify the scope by either allowing or disallowing the request. The revision will be made in such a manner as to not disclose the confidential question.

II. After the issuance of the Final Request for Proposals, confidential questions may be asked by requesting a meeting with the Contract Officer. The request shall be in writing and provide sufficient detail to evaluate the magnitude of the request. Questions shall be of such

DB1 G048

### STANDARD SPECIAL PROVISION MINIMUM WAGES GENERAL DECISION NC20250087 01/03/2025 NC87

Date: January 3, 2025

General Decision Number: NC20250087 01/03/2025 NC87

Superseded General Decision Numbers: NC20240087

State: North Carolina

Construction Type: HIGHWAY

#### **COUNTIES:**

Alexander	Caldwell	Henderson
Buncombe	Catawba	Madison
Burke	Haywood	

HIGHWAY CONSTRUCTION PROJECTS (excluding tunnels, building structures in rest area projects & railroad construction; bascule, suspension & spandrel arch bridges designed for commercial navigation, bridges involving marine construction; and other major bridges).

Note: Contracts subject to the Davis-Bacon Act are generally required to pay at least the applicable minimum wage rate required under Executive Order 14026 or Executive Order 13658. Please note that these Executive Orders apply to covered contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but do not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(1).

If the contract is entered into on or	Executive Order 14026 generally applies to the contract.
after January 30, 2022, or the	The contractor must pay all covered workers at least
contract is renewed or extended	\$17.75 per hour (or the applicable wage rate listed on
(e.g., an option is exercised) on or	this wage determination, if it is higher) for all hours
after January 30, 2022:	spent performing on that contract in 2025.
If the contract was awarded on or	Executive Order 13658 generally applies to the contract.
between January 1, 2015 and	The contractor must pay all covered workers at least
January 29, 2022, and the contract	\$13.30 per hour (or the applicable wage rate listed on
is not renewed or extended on or	this wage determination, if it is higher) for all hours
after January 30, 2022:	spent performing on that contract in 2025.

The applicable Executive Order minimum wage rate will be adjusted annually. If this contract is covered by one of the Executive Orders and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must still submit a conformance request.

Z-087

Additional information on contractor requirements and worker protections under the Executive Orders is available at http://www.dol.gov/whd/govcontracts.

Modification Number 0

Publication Date 01/03/2025

	Rates	Fringes
BLASTER	20.93	
CARPENTER	13.48 **	
CEMENT MASON/CONCRETE FINISHER	14.40 **	
ELECTRICIAN		
Electrician	18.79	2.62
Telecommunications Technician	14.67 **	1.67
IRONWORKER	12.48 **	
LABORER		
Asphalt Raker and Spreader	11.76 **	
Asphalt Screed/Jackman	15.38 **	.08
Carpenter Tender	10.50 **	
Cement Mason/Concrete Finisher Tender	11.04 **	
Common or General	11.90 **	
Guardrail/Fence Installer	13.09 **	
Pipelayer	12.87 **	
Traffic Signal/Lighting Installer	15.33 **	.22
PAINTER		
Bridge	20.67	
POWER EQUIPMENT OPERATORS		
Asphalt Broom Tractor	10.00 **	
Bulldozer Fine	16.28 **	
Bulldozer Rough	14.51 **	
Concrete Grinder/Groover	19.20	
Crane Boom Trucks	18.19	
Crane Other	18.69	
Crane Rough/All-Terrain	19.19	
Drill Operator Rock	15.00 **	
Drill Operator Structure	21.07	
Excavator Fine	16.02 **	
Excavator Rough	14.67 **	
Grader/Blade Fine	19.86	
Grader/Blade Rough	15.12 **	
Loader 2 Cubic Yards or Less	12.38 **	
Loader Greater Than 2 Cubic Yards	17.91	
Material Transfer Vehicle (Shuttle Buggy)	15.44 **	
Mechanic	17.86	
Milling Machine	15.08 **	
Off-Road Hauler/Water Tanker	11.95 **	
Oiler/Greaser	15.05 **	1
Pavement Marking Equipment	11.99 **	1
Paver Asphalt	17.84	.08
Paver Concrete	18.20	1
Roller Asphalt Breakdown	15.00 **	.08

	Rates	Fringes
Roller Asphalt Finish	16.08 **	.07
Roller Other	12.51 **	.03
Scraper Finish	12.86 **	
Scraper Rough	13.83 **	
Slip Form Machine	20.38	
Tack Truck/Distributor Operator	14.81 **	.02
TRUCK DRIVER		
GVWR of 26,001 Lbs or Greater	13.65 **	
GVWR of 26,000 Lbs or Less	12.48 **	

Welders – Receive rate prescribed for craft performing operation to which welding is incidental.

\*\* Workers in this classification may be entitled to a higher minimum wage under Executive Order 14026 (\$17.75) or 13658 (\$13.30). Please see the Note at the top of the wage determination for more information. Please also note that the minimum wage requirements of Executive Order 14026 are not currently being enforced as to any contract or subcontract to which the states of Texas, Louisiana, or Mississippi, including their agencies, are a party.

Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at https://www.dol.gov/agencies/whd/government-contracts.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29 CFR 5.5(a)(1)(iii)).

The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the type(s) of construction and geographic area covered by the wage determination. The classifications are listed in alphabetical order under rate identifiers indicating whether the particular rate is a union rate (current union negotiated rate), a survey rate, a weighted union average rate, a state adopted rate, or a supplemental classification rate.

Union Rate Identifiers

A four-letter identifier beginning with characters other than "SU", "UAVG", "SA", or "SC" denotes that a union rate was prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2024. PLUM is an identifier of the union whose collectively bargained rate prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. The date, 07/01/2024 in the example, is the effective date of the most current negotiated rate.

Union prevailing wage rates are updated to reflect all changes over time that are reported to WHD in the rates in the collective bargaining agreement (CBA) governing the classification.

### Union Average Rate Identifiers

The UAVG identifier indicates that no single rate prevailed for those classifications, but that 100% of the data reported for the classifications reflected union rates. EXAMPLE: UAVG-OH-0010 01/01/2024. UAVG indicates that the rate is a weighted union average rate. OH indicates the State of Ohio. The next number, 0010 in the example, is an internal number used in producing the wage determination. The date, 01/01/2024 in the example, indicates the date the wage determination was updated to reflect the most current union average rate.

A UAVG rate will be updated once a year, usually in January, to reflect a weighted average of the current rates in the collective bargaining agreements on which the rate is based.

### Survey Rate Identifiers

The "SU" identifier indicates that either a single non-union rate prevailed (as defined in 29 CFR 1.2) for this classification in the survey or that the rate was derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As a weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SUFL2022-007 6/27/2024. SU indicates the rate is a single non-union prevailing rate or a weighted average of survey data for that classification. FL indicates the State of Florida. 2022 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 6/27/2024 in the example, indicates the survey completion date for the classifications and rates under that identifier.

"SU" wage rates typically remain in effect until a new survey is conducted. However, the Wage and Hour Division (WHD) has the discretion to update such rates under 29 CFR 1.6(c)(1).

## State Adopted Rate Identifiers

The "SA" identifier indicates that the classifications and prevailing wage rates set by a state (or local) government were adopted under 29 C.F.R 1.3(g)-(h). Example: SAME2023-007 01/03/2024. SA reflects that the rates are state adopted. ME refers to the State of Maine. 2023 is the year during which the state completed the survey on which the listed classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. The date, 01/03/2024 in the example, reflects the date on which the classifications and rates under the "SA" identifier took effect under state law in the state from which the rates were adopted.

## WAGE DETERMINATION APPEALS PROCESS

- 1) Has there been an initial decision in the matter? This can be:
  - a) a survey underlying a wage determination
  - b) an existing published wage determination
  - c) an initial WHD letter setting forth a position on a wage determination matter
  - d) an initial conformance (additional classification and rate) determination

On survey related matters, initial contact, including requests for summaries of surveys, should be directed to the WHD Branch of Wage Surveys. Requests can be submitted via email to davisbaconinfo@dol.gov or by mail to:

Branch of Wage Surveys Wage and Hour Division U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, D.C. 20210

Regarding any other wage determination matter such as conformance decisions, requests for initial decisions should be directed to the WHD Branch of Construction Wage Determinations. Requests can be submitted via email to BCWD-Office@dol.gov or by mail to:

Branch of Construction Wage Determinations Wage and Hour Division U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, D.C. 20210

2) If an initial decision has been issued, then any interested party (those affected by the action) that disagrees with the decision can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Requests for review and reconsideration can be submitted via mail to dba.reconsideration@dol.gov or by mail to:

Wage and Hour Administrator U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, D.C. 20210

The request should be accompanied by a full statement of the interested party's position and any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board U.S. Department of Labor 200 Constitution Avenue, N.W. Washington, D.C. 20210

END OF GENERAL DECISION

#### FUEL USAGE FACTOR CHART AND ESTIMATE OF QUANTITIES

<b>Description of Work</b>	Units	Fuel Usage Factor Diesel #2	<b>Estimate of Quantities</b>
Unclassified Excavation	Gal / CY	0.29	CY
Borrow Excavation	Gal / CY	0.29	CY
Class IV Subgrade Stabilization			
Aggregate Base Course	Gal / Ton	0.55	т
Sub-Ballast	Gal / Ton	0.55	Tons
Aggregate for Cement Treated Base Course			
Portland Cement for Cement Treated Base Course	Gal / Ton	0.55	Tons
* Asphalt Concrete Base Course	Gal / Ton	0.902.90	Tons
* Asphalt Concrete Intermediate Course	Gal / Ton	0.902.90	Tons
* Asphalt Concrete Surface Course	Gal / Ton	0.902.90	Tons
* Open-Graded Asphalt Friction Course	Gal / Ton	0.902.90	Tons
* Permeable Asphalt Drainage Course	Gal / Ton	0.902.90	Tons
* Sand Asphalt Surface Course, Type SA-1	Gal / Ton	0.902.90	Tons
Portland Cement Concrete Pavement			
Through Lanes and Shoulders ( > 11")	C 1/0V	0.327	SY
Through Lanes and Shoulders (9" to 11")	Gal / SY	0.272	SY
Through Lanes and Shoulders ( < 9")		0.245	SY
** Structural Concrete (Cast-in-Place Only)	Gal / CY	0.98	CY

\* Select 0.90 **OR** 2.90

\*\* Structural Concrete shall be defined as cast-in-place Class A or Class AA concrete used in the construction of major structures for various work items identified in Division 4 of the *Standard Specifications*.

The above quantities represent a reasonable estimate of the total quantities anticipated, for each item, as pertaining to fuel price adjustments, and is representative of the design proposed.

Or

The Design-Build Team elects not to pursue reimbursement for Fuel Price Adjustments on this project.