INVITATION TO BID

BID # 18-0116-6

ANNUAL CONTRACT FOR INSIDE AND OUTSIDE PLANT FIBER OPTIC CABLING INSTALLATION FOR CHATHAM COUNTY

PRE-BID CONFERENCE: N/A

BID OPENING: 2:00 PM NOVEMBER 8, 2018

THE COMMISSIONERS OF CHATHAM COUNTY, GEORGIA

ALBERT J. SCOTT, CHAIRMAN

COMMISSIONER HELEN L. STONE

COMMISSIONER TABITHA ODELL

COMMISSIONER JAMES J. HOLMES

COMMISSIONER BOBBY LOCKETT

COMMISSIONER DEAN KICKLIGHTER

COMMISSIONER PATRICK J. FARRELL

COMMISSIONER CHESTER A ELLIS

R. JONATHAN HART. COUNTY ATTORNEY

CHATHAM COUNTY. GEORGIA

DOCUMENT CHECK LIST

The following documents, when marked, are contained in and made a part of this Bid Package or are required to be submitted with the bid. It is the responsibility of the bidder to read, complete and sign, where indicated, and return these documents with his/her bid. FAILURE TO DO SO MAY BE CAUSE FOR DISQUALIFYING THE BID.

X GENERAL INFORMATION AND INSTRUCTIONS TO BID WITH ATTACHMENTS
SURETY REQUIREMENTS (a Bid Bond of 5% with this ITB)
X_PROPOSAL
PLANS/DRAWINGS
X BID SCHEDULE
PERFORMANCE BOND
PAYMENT BOND
CONTRACT
X_LEGAL NOTICE
X_ATTACHMENTS: A. DRUG FREE WORKPLACE; B. NONDISCRIMINATION STATEMENT; C. DISCLOSURE OF RESPONSIBILITY STATEMENT; D. CONTRACTOR & SUBCONTRACTOR AFFIDAVIT AND AGREEMENT E. BIDDER'S CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION; F. M/WBE COMPLIANCE REPORT; G. SAVE AFFIDAVIT.
X_DOCUMENTATION OF ABILITY TO PERFORM BID REQUIREMENTS. THIS MAY BE REQUIRED OF BIDDERS AFTER SUBMISSION OF BIDS.
<u>COUNTY TAX CERTIFICATE REOUIREMENT</u> - Contractor must supply a copy of their Tax Certificate from their location in the State of Georgia, as proof of payment of the occupationa tax where their office is located.
CURRENT TAX CERTIFICATE NUMBER CITY
COUNTYOTHER
VIIILN

The Chatham County Board of Commissioners have established goals to increase participation of minority and woman owned businesses. In order to accurately document participation, businesses submitting bids or proposals are encouraged to report ownership status. A minority or woman owned business is defined as a business with at least 51% ownership by one or more minority/female individuals and whose daily business operations are managed and directed by one (1) or more of the minority/female owners. Please check ownership status as applicable:

African-American	Asian American	Hispanic
Native American or Alaskan	IndianWo	man
		ity/female participation may be one when specified as such in the Request
RECEIPT IS HEREBY ACKN	IOWLEDGED OF ADDEN	IDA NUMBER(S)
•	failure to return each, comp	he above listed and marked documents pleted and signed as required, may be
BY:		
SIGNATURE		
TITLE:		
COMPANY:		

CHATHAM COUNTY, GEORGIA OFFICE OF THE PURCHASING DIRECTOR 1117 EISENHOWER DRIVE, SUITE C SAVANNAH, GEORGIA 31406 (912) 790-1621

Date: OCTOBER 23, 2018

BID NO. 18-0116-6

GENERAL INFORMATION FOR INVITATION FOR BID

This is an invitation to submit a bid to supply Chatham County with construction, equipment, supplies and/or services as indicated herein. Sealed bids will be received at the Office of the Purchasing Director, at The Chatham County Citizens Service Center, 1117 Eisenhower Drive, Suite C, Savannah, Georgia 31406 up to 2:00PM, November 8, 2018, at which time they will be opened and publicly read. The County reserves the right to reject all bids that are non-responsive or not responsible.

Instructions for preparation and submission of a bid are contained in this Invitation for Bid package. Please note that specific forms for submission of a bid are required. Bids must be typed or printed in ink.

Any changes to the conditions and specifications must be in the form of a written addendum to be valid; therefore, the Purchasing Director will issue a written addendum to document each approved change. Generally when addenda are required, the bid opening date will be changed.

Chatham County has an equal opportunity purchasing policy. Chatham County seeks to ensure that all segments of the business community have access to supplying the goods and services needed by County programs. The County affirmatively works to encourage utilization of disadvantaged and minority business enterprises in our procurement activities. The County provides equal opportunity for all businesses and does not discriminate against any persons or businesses regardless of race, color, religion, age, sex, national origin or handicap. The terms "disadvantaged business," "minority business enterprise," and "minority person" are more specifically defined and explained in the Chatham County Purchasing Ordinance.

This project <u>IS NOT a</u> Special Purpose Local Option Sales Tax (SPLOST) Project. See paragraph 2.20 for M/WBE participation goals.

SECTION I INSTRUCTIONS TO BIDDERS

- 1.1 **Purpose:** The purpose of this document is to provide general and specific information for use in submitting a bid to supply Chatham County with equipment, supplies, and/or services as described herein. All bids are governed by the <u>Code of Chatham County</u>, Chapter 4, Article IV, and the laws of the State of Georgia.
- 1.2 **How to Prepare Bids:** All bids shall be:
 - a. Prepared on the forms enclosed herewith, unless otherwise prescribed, and all documents must be submitted.
 - b. Typewritten or completed with pen and ink, signed by the business owner or authorized representative, with all erasures or corrections initialed and dated by the official signing the bid. ALL SIGNATURE SPACES MUST BE SIGNED.

Bidders are encouraged to review carefully all provisions and attachments of this document prior to submission. Each bid constitutes an offer and may not be withdrawn except as provided herein.

- 1.3 **How to Submit Bids:** All bids shall be:
 - a. An original and one (1) <u>duplicate</u> copy must be submitted in a sealed opaque envelope, plainly marked with the bid number and title, date and time of bid opening, and company name.
 - b. Mailed or delivered as follows in sufficient time to ensure receipt by the Purchasing Director on or before the time and date specified above.

Chatham County Purchasing and Contracting Attn: Purchasing Director 1117 Eisenhower Drive Suite C Savannah, Georgia 31406.

BIDS NOT RECEIVED BY THE TIME AND DATE SPECIFIED WILL NOT BE OPENED OR CONSIDERED.

- 1.4 **How to Submit an Objection:** Objections from bidders to this invitation to bid and/or these specifications should be brought to the attention of the County Purchasing Director in the following manner:
 - a. When a pre-bid conference is scheduled, bidders shall either present their

- oral objections at that time or submit their written objections at least two (2) days prior to the scheduled pre-bid conference.
- b. When a pre-bid conference is not scheduled, the bidder shall submit any objections he may have in writing not less than five (5) days prior to the opening of the bid.
- c. The objections contemplated may pertain to form and/or substance of the invitation to bid documents. Failure to object in accordance with the above procedure will constitute a waiver on the part of the business to protest this invitation to bid.
- 1.5 **Errors in Bids:** Bidders or their authorized representatives are expected to fully inform themselves as to the conditions, requirements, and specifications before submitting bids. Failure to do so will be at the bidder's own risk. In case of error in extension of prices in the bid, the unit price will govern.
- 1.6 **Standards for Acceptance of Bid for Contract Award:** The County reserves the right to reject any or all bids and to waive any irregularities or technicalities in bids received whenever such rejection or waiver is in the best interest of the County. The County reserves the right to reject the bid of a bidder who has previously failed to perform properly or complete on time contracts of a similar nature, or a bid from a bidder whom investigation shows is not in a position to perform the contract.
- 1.7 **Bid Tabulation:** Tabulations for all bids will be posted for thirty (30) days after the bid opening in the Office of Purchasing and Contracting, 1117 Eisenhower Drive, Suite C, Savannah, Georgia 31406 or can be reviewed on the Purchasing web site 24/48 hours after opening at http://purchasing.chathamcounty.org.
- 1.8 **Bidder:** Whenever the term "bidder" is used it shall encompass the "person," "business," "contractor," "supplier," "vendor," or other party submitting a bid or proposal to Chatham County in such capacity before a contract has been entered into between such party and the County.
- 1.9 **Responsible** / **Responsive Bidder:** *Responsible Bidder* means a person or entity that has the capability in all respects to perform fully and reliably the contract requirements. *Responsive Bidder* means a person or entity that has submitted a bid or proposal that conforms in all material respects to the requirements set forth in the invitation for bids or request for proposals.
- 1.10 **Compliance with Laws:** The bidder and/or contractor shall obtain and maintain all licenses, permits, liability insurance, workman's compensation insurance and comply with any and all other standards or regulations required by federal, state or County stature, ordinances and rules during the performance of any contract between the contractor and the County. Any such requirement specifically set forth in any contract document

between the contractor and the County shall be supplementary to this section and not in substitution thereof.

- 1.11 **Contractor:** Contractor or subcontractor means any person or business having a contract with Chatham County. The Contractor/Vendor of goods, material, equipment or services certifies that they will follow equal employment opportunity practices in connection with the awarded contract as more fully specified in the contract documents.
- 1.12 Local Preference: On 27 March 1998, the Board of Commissioners adopted a Local Vendor Preference Ordinance. The local preference policy was amended in January 2016, under the new Purchasing Ordinance. This Ordinance does not apply to construction contracts. However, contractors are encouraged to apply the same method when awarding bids to local and local M/WBE businesses whenever possible in order to promote growth in Chatham County's economy. NOTE: Local Preference does not apply to Public Works Construction contracts.
- 1.13 **Debarred Firms and Pending Litigation:** Any potential proposer/firm listed on the Federal or State of Georgia Excluded Parties Listing (Barred from doing business) **will not** be considered for contract award. Proposers shall **disclose any** record of pending criminal violations (Indictment) and/or convictions, pending lawsuits, etc., and any actions that may be a conflict of interest occurring within the past five (5) years. Any proposer/firm previously defaulting or terminating a contract with the County will not be considered.
 - ** All bidders or proposers are to read and complete the Disclosure of Responsibility Statement enclosed as an Attachment to be returned with response. Failure to do so may result in your solicitation response being rejected as non-responsive.

Bidder acknowledges that in performing contract work for the Board, bidder shall not utilize any firms that have been a party to any of the above actions. If bidder has engaged any firm to work on this contract or project that is later debarred, Bidder shall sever its relationship with that firm with respect to the Board contract.

- 1.14 **Payment of Taxes**: No contract shall be awarded unless all real and personal property taxes have been paid by the successful contractor and/or subcontractors as adopted by the Board of Commissioners on 8 April 1994.
- 1.15 **Immigration:** On 1 July 2008, the Georgia Security and Immigration Compliance Act (SB 529, Section 2) became effective. Contractors and subcontractors entering into a contract or performing work must sign an affidavit that he/she has used the E-Verify System. E-Verify is a no-cost federal employment verification system to insure employment eligibility. Affidavits are enclosed in this solicitation. You may download M-274 Handbook for Employers at. You may go to http://www.uscis.gov. to find the E-Verify information.

Protection of Resident Workers: Chatham County Board of Commissioners actively supports the Immigration and Nationality Act (IN) which includes provisions addressing employment eligibility, employment verification, and nondiscrimination. Under the IN, employers may hire only persons who may legally work in the United States (i.e., citizens and nationals of the U.S.) and aliens authorized to work in the U.S. The employer must verify the identity and employment eligibility of anyone to be hired, which includes completing the Employment Eligibility Verification Form (I-9). The Contractor shall establish appropriate procedures and controls so no services or products under the Contract Documents will be performed or manufactured by any worker who is not legally eligible to perform such services or employment.

1.16 **Surcharge:** Unless otherwise stated in this bid, all prices quoted by the contractor/vendor must be F.O.B. Chatham County, Savannah, GA. with all delivery handling, surcharges, and other charges included in the bid price. Failure to do so may cause rejection of the bid. The County will not pay additional surcharges.

SECTION II GENERAL TERMS, CONDITIONS AND EXCEPTIONS

- 2.1 **Specifications:** Any obvious error or omission in specifications shall not inure to the benefit of the bidder but shall put the bidder on notice to inquire of or identify the same from the County. Whenever herein mentioned is made of any article, material or workmanship to be in accordance with laws, ordinances, building codes, underwriter's codes, ASTM regulations or similar expressions, the requirements of these laws, ordinances, etc., shall be construed to be the minimum requirements of these specifications.
- 2.2 **Multiple Bids:** No vendor will be allowed to submit more than one (1) bid. Any alternate proposals must be brought to the Purchasing Director's attention during the Prebid Conference or submitted in writing at least five (5) days preceding the bid opening date.
- 2.3 **Prices to be Firm:** Bidder warrants that bid prices, terms and conditions quoted in his bid will be firm for acceptance for a period of <u>sixty (60)</u> days from bid opening date, unless otherwise stated in the bid.
- 2.4 **Completeness:** All information required by Invitation for Bids/Proposals must be completed and submitted to constitute a proper bid or proposal.
- Quality: All materials, or supplies used for the construction necessary to comply with this proposal shall be of the best quality, and of the highest standard of workmanship. Workmanship employed in any construction, repair, or installation required by this proposal shall be of the highest quality and meet recognized standards within the respective trades, crafts and of the skills employed.

- Guarantee: Unless otherwise specified by the County, the bidder shall unconditionally guarantee the materials and workmanship on all material and/or services. If, within the guarantee period, any defects occur which are due to faulty material and or services, the contractor at his expense, shall repair or adjust the condition, or replace the material and/or services to the complete satisfaction of the County. These repairs, replacements or adjustments shall be made only at such time as will be designated by the County as being least detrimental to the operation of County business.
- 2.7 **Liability Provisions:** Where bidders are required to enter or go onto Chatham County property to take measurements or gather other information in order to prepare the bid or proposal as requested by the County, the bidder shall be liable for any injury, damage or loss occasioned by negligence of the bidder, his agent, or any person the bidder has designated to prepare the bid and shall indemnify and hold harmless Chatham County from any liability arising therefrom. The contract document specifies the liability provisions required of the successful bidder in order to be awarded a contract with Chatham County.
- Cancellation of Contract: The contract may be canceled or suspended by Chatham County in whole or in part by written notice of default to the Contractor upon non-performance or violation of contract terms. An award may be made to the next low bidder, for articles and/or services specified or they may be purchased on the open market and the defaulting Contractor (or his surety) shall be liable to Chatham County for costs to the County in excess of the defaulted contract prices. See the contract documents for complete requirements.
- 2.9 **Patent Indemnity:** Except as otherwise provided, the successful bidder agrees to indemnify Chatham County and its officers, agents and employees against liability, including costs and expenses for infringement upon any letters patent of the United States arising out of the performance of this Contract or out of the use or disposal for the account of the County of supplies furnished or construction work performed hereunder.
- 2.10 **Certification of Independent Price Determination:** By submission of this bid, the bidder certifies, and in the case of a joint bid each party thereto certifies as to its own organization, that in connection with this procurement:
 - (1) The prices in this bid have been arrived at independently, without consultation, communication, or agreement, for the purpose of restricting competition, as to any matter relating to such prices with any other bidder or with any competitor;
 - Unless otherwise required by law, the prices which have been quoted in this bid have not been knowingly disclosed by the bidder and will not knowingly be disclosed by the bidder prior to opening, directly or indirectly to any other bidder or to any competitor; and
 - (3) No attempt has been made or will be made by the bidder to induce any other person or firm to submit or not submit a bid for the purpose or restricting competition.

- 2.11 **Award of Contract:** The contract, if awarded, will be awarded to that responsible bidder whose bid/proposal will be most advantageous to Chatham County, price and other factors considered. The Board of Commissioners will make the determination as to which bid or proposal that serves as the best value to Chatham County.
- 2.12 **Procurement Protests:** Objections and protests to any portion of the procurement process or actions of the County staff may be filed with the Purchasing Director for review and resolution. The <u>Chatham County Purchasing Ordinance Part 9 Vendor Disputes</u> shall govern the review and resolution of all protests.
- Qualification of Business (Responsible Bidder or Proposer): A responsible bidder or proposer is defined as one who meets, or by the date of the bid acceptance can meet, certifications, all requirements for licensing, insurance, and registrations, or other documentation required by the Design Professional engaged to develop Scope of Work, specifications and plans. These documents will be listed in the Special Conditions further on in this solicitation. Chatham County has the right to require any or all bidders to submit documentation of the ability to perform, provide, or carry out the service or provide the product requested.

Chatham County has the right to disqualify the bid or proposal of any bidder or proposer as being unresponsive or unresponsible whenever such bidder/proposer cannot document the ability to deliver the requested product.

2.14 **Chatham County Tax Certificate Requirement:** A current Chatham County Tax Certificate is required unless otherwise specified. Please contact the Building Safety and Regulatory Services at (912) 201-4300 for additional information.

NOTE: No contract shall be awarded unless all real and personal property taxes have been paid by the successful contractor and/or subcontractors as adopted by the Board of Commissioners on 8 April 1994.

- 2.15 Insurance Provisions, General: The selected contractor shall be required to procure and maintain for the duration of the contract insurance against claims for injuries to persons or damages to property which may arise from or in connection with the performance of the work hereunder by the Contractor, his agents, representatives, employees or subcontractors. The cost of such insurance shall be included in the Bid.

 It is every contractor's responsibility to provide the County Purchasing and Contracting Division current and up-to-date Certificates of Insurance for multiple year contracts before the end of each term. Failure to do so may be cause for termination of contract.
 - 2.15.1 General Information that shall appear on a Certificate of Insurance:
 - Name of the Producer (Contractor's insurance Broker/Agent). Companies affording coverage (there

- may be several).
- Name and Address of the Insured (this should be the Company or Parent of the firm Chatham County is contracting with).
- A Summary of all current insurance for the insured (includes effective dates of coverage).
- A brief description of the operations to be performed, the specific job to be performed, or contract number.
- Certificate Holder (This is to always include Chatham County).

Chatham County as an Additional Insured: Chatham County invokes the defense of sovereign immunity. In order not to jeopardize the use of this defense, the County is not to be included as an Additional Insured on insurance contracts.

2.15.2 Minimum Limits of Insurance to be maintained for the duration of the contract:

- a. **Commercial General Liability:** Provides protection against bodily injury and property damage claims arising from operations of a Contractor or Tenant. This policy coverage includes: premises and operations, use of independent contractors, products/completed operations, personal injury, contractual, broad form property damage, and underground, explosion and collapse hazards. Minimum limits: \$1,000,000 bodily injury and property damage per occurrence and annual aggregate.
- b. Worker's Compensation and Employer's Liability: Provides statutory protection against bodily injury, sickness or disease sustained by employees of the Contractor while performing within the scope of their duties. Employers Liability coverage is usually included in Worker's Compensation policies, and insures common law claims of injured employees made in lieu of or in addition to a Worker's Compensation claim. Minimum limits: \$500,000 for each accident, disease policy limit, disease each employee and Statutory Worker's Compensation limit.
- c. **Business Automobile Liability:** Coverage insures against liability claims arising out of the Contractor's use of automobiles. Minimum limit: \$1,000,000 combined single limit per accident for bodily injury and property damage. Coverage should be written on an Any Auto basis.

2.15.3 Special Requirements:

a. Claims-Made Coverage: The limits of liability shall remain the same as the occurrence basis, however, the Retroactive date shall be prior to the coincident with the date of any contract, and the Certificate of Insurance shall state the coverage is claims-made. The Retroactive date shall also be specifically stated on the Certificate of Insurance.

- b. **Extended Reporting Periods**: The Contractor shall provide the County with a notice of the election to initiate any Supplemental Extended Reporting Period and the reason(s) for invoking this option.
- c. **Reporting Provisions:** Any failure to comply with reporting provisions of the policies shall not affect coverage provided in relation to this request.
- d. Cancellation: Each insurance policy that applies to this request shall be endorsed to state that it shall not be suspended, voided, or canceled, except after thirty (30) days prior to written notice by certified mail, return receipt requested, has been given to the County.
- e. **Proof of Insurance:** Chatham County shall be furnished with certificates of insurance and with original endorsements affecting coverage required by this request. The certificates and endorsements are to be signed by a person authorized by the insurer to bind coverage on its behalf. All certificates of insurance are to be submitted prior to, and approved by, the County before services are rendered. The Contractor must ensure Certificate of Insurance is updated for the entire term of the Contract.
- f. Insurer Acceptability: Insurance is to be placed with an insurer having an A.M. Best's rating of A and a five (5) year average financial rating of not less than V. If an insurer does not qualify for averaging on a five year basis, the current total Best's rating will be used to evaluate insurer acceptability.
- g. **Lapse in Coverage:** A lapse in coverage shall constitute grounds for contract termination by the Chatham County Board of Commissioners.
- h. **Deductibles and Self-Insured Retention**: Any deductibles or self-insured retention must be declared to, and approved by, the County. At the option of the County, either: the insurer shall reduce or eliminate such deductibles or self-insured retention as related to the County, its officials, officers, employees, and volunteers; or the Contractor shall procure a bond guaranteeing payment of related suits, losses, claims, and related investigation, claim administration and defense expenses.
- 2.16 Compliance with Specification Terms and Conditions: The Invitation to Bid, Legal Advertisement, General Conditions and Instructions to Bidders, Specifications, Special Conditions, Vendor's Bid, Addendum, and/or any other pertinent documents form a part of the bidders proposal or bid and by reference are made a part hereof.
- 2.17 **Signed Bid Considered Offer:** The signed bid shall be considered an offer on the part of the bidder, which offer shall be deemed accepted upon approval by the Chatham County Board of Commissioners, Purchasing Director or his designee. In case of a default on the

- part of the bidder after such acceptance, Chatham County may take such action as it deems appropriate, including legal action for damages or lack of required performance.
- 2.18 **Notice to Proceed:** The successful bidder or proposer shall not commence work under this Invitation to Bid until a written contract is awarded and a Notice to Proceed is issued by the Purchasing Director or a designee. If the successful bidder does commence any work or deliver items prior to receiving official notification, he does so at his own risk.
- 2.19 **Payment to Contractors:** Instructions for invoicing the County for products delivered to the County are specified in the contract document.
 - a. Questions regarding payment may be directed to the Finance Department at (912) 652-7900 or the County's Project Manager as specified in the contract documents.
 - b. Contractors will be paid the agreed upon compensation upon satisfactory delivery of the products or completion of the work as more fully described in the contract document.
 - c. Upon completion of the work or delivery of the products, the Contractor will provide the County with an affidavit certifying all suppliers, persons or businesses employed by the Contractor for the work performed for the County have been paid in full.
 - d. Chatham County is a tax exempt entity. Every contractor, vendor, business or person under contract with Chatham County is required by Georgia law to pay State sales or use taxes for products purchased in Georgia or transported into Georgia and sold to Chatham County by contract. Please consult the State of Georgia, Department of Revenue, Sales and Use Tax Unit in Atlanta (404) 656-4065 for additional information.
- 2.20 The Chatham County Board of Commissioners has adopted an aggressive program that establishes goals for minority/woman, small and disadvantaged business participation in construction, professional services, and general procurement.
 - a. The Chatham County Board of Commissioners under Georgia law may reject any bid as non-responsive if they feel a bidder did not exercise Good Faith Effort in obtaining the goal established for M/WBE participation.
 - b. The Chatham County Board of Commissioners adopted a policy establishing goals oriented to increase participation of minority and female owned businesses, through M/WBE certification and development. In order to accurately document participation, businesses submitting bids, quotes or proposals are encouraged to report ownership status. A bidder or vendor that is certified by any agency of the Federal Government or State of Georgia may submit a copy of their certification

with their bid as proof of qualifications. Bidders that intend to engage in joint ventures or utilize subcontractors must submit to the County Contracts Administrator, a report on Minority/Woman Business Enterprise participation.

Goals established for this project is 12% MBE/5% WBE.

- c. A Minority/Woman Business Enterprise (M/WBE) is a business concern that is at least 51% owned by one or more minority/female individuals and whose daily business operations are managed and directed by one (1) or more of the minority/female owners.
- 2.21 Bidders or proposers are required to make a **Good Faith Effort**, where subcontracting is to be utilized in performing the contract, to subcontract with or purchase supplies from qualified M/WBE's. Bidders or proposers are required to state if they intend to subcontract any part of the work. Goals will be established for each contract at the onset. **Forms** requiring the signatures of bidders or proposers are enclosed as **Attachments** and must be completed and returned with your bid response. If forms are not completed and submitted, the bid may be considered <u>nonresponsive</u>.

Each bidder or proposer is required to maintain records of such efforts in detail adequate to permit a determination of compliance with these requirements. All contracts will reflect **Good Faith Efforts** and reporting requirements for the term of the contract. The County particularly urges general contractors to give emphasis to subcontracting with local area firms.

For information on the program or M/WBE contractors/vendors please contact Connell Heyward, Chatham County Minority and Women Business Coordinator, 124 Bull Street, Savannah, Georgia 31401, (912) 652-7860 phone, (912) 652-7849 fax.

2.22 **GEORGIA OPEN RECORDS ACT** - The responses will become part of the County's official files without any obligation on the County's part. Ownership of all data, materials and documentation prepared for and submitted to Chatham County in response to a solicitation, regardless of type, shall belong exclusively to Chatham County and will be considered a record prepared and maintained or received in the course of operations of a public office or agency and subject to public inspection in accordance with the Georgia Open Records Act, Official Code of Georgia Annotated, Section 50-18-70, et. Seq., unless otherwise provided by law.

Responses to ITB's shall be held confidential from all parties other than the County until after the contract is awarded by the Board of Commissioners. The vendor and their bid price in response to the ITB will be read aloud at public bid openings. After Bid Tabulations, the ITB shall be available for public viewing. Chatham County shall not be held accountable if material from responses is obtained without the written consent of the vendor by parties other than the County, at any time during the solicitation evaluation process.

- 2.23 **GEORGIA TRADE SECRET ACT of 1990** In the event a Bidder/Proposer submits trade secret information to the County, the information must be clearly labeled as a Trade Secret. The County will maintain the confidentiality of such trade secrets to the extent provided by law.
- 2.24 **CONTRACTOR RECORDS** -The Georgia Open Records Act is applicable to the records of all contractors and subcontractors under contract with the County. This applies to those specific contracts currently in effect and those which have been completed or closed for up to three (3) years following completion. Again, this is contract specific to the County contracts only.
- 2.25 **EXCEPTIONS-**All proceedings, records, contracts and other public records relating to procurement transactions shall be open to the inspection of any citizen, or any interested person, firm or corporation, in accordance with the Georgia Open Records Act except as provided below:
 - a. Cost estimates relating to a <u>proposed</u> procurement transaction prepared by or for a public body shall not be open to public inspection.
 - b. Any competitive sealed bidding bidder, upon request, shall be afforded the opportunity to inspect bid records within a reasonable time after the opening of all bids but prior to award, except in the event that the County decides not to accept any of the bids and to rebid the contract. Otherwise, bid records shall be open to public inspection only after award of the contract. Any competitive negotiation offer or, upon request, shall be afforded the opportunity to inspect proposal records within a reasonable time after the evaluation and negotiations of proposals are completed but prior to award except in the event that the County decides not to accept any of the proposals and to reopen the contract. Otherwise, proposal records shall be open to the public inspection only after award of the contract except as provided in paragraph "c" below. Any inspection of procurement transaction records under this section shall be subject to reasonable restrictions to ensure the security and integrity of the records.
 - c. Trade secrets or proprietary information submitted by a bidder, offer or contractor in connection with a procurement transaction shall not be subject to public disclosure under the Georgia Open Records Act; however, the bidder, offer or contractor must invoke the protections of this section prior to or upon submission of the data or other materials, and must identify the data or other materials to be protected and state the reasons why protection is necessary.
 - d. Nothing contained in this section shall be construed to require the County, when procuring by "competitive negotiation" (Request for Proposal), to furnish a statement of the reasons why a particular proposal was not deemed to be the most advantageous to the County.

SECTION III

ADDITIONAL CONDITIONS

3.1 AUDITS AND INSPECTIONS:

At any time during normal business hours and as often as the County may deem necessary, the Contractor and his subcontractors shall make available to the County and/or representatives of the Chatham County Department of Internal Audit for examination all of its records with respect to all matters covered by this Contract. It shall also permit the County and/or representatives of the Department of Internal Audit to audit, inspect, examine and make copies, excerpts or transcripts from such records of personnel, conditions of employment and other data relating to all matters covered by this Contract. All documents to be audited shall be available for inspection at all reasonable times in the main offices of the County or at the offices of the Contractor as requested by the County.

3.2 WARRANTY REQUIREMENTS:

- a. Provisions of item 2.7 apply.
- b. Warranty required.
- X 1. Standard warranty shall be offered with bid.
 - 2. Extended warranty shall be offered with bid. The cost of the extended warranty will be listed separately on the bid sheet.

3.3 **TERMS OF CONTRACT:** (check where applicable):

- X a. Annual Contract (with renewal options for four (4) additional one (1) year terms if all parties agree)
 - b. One-Time Purchase
 - c. Other **ONE TIME CONTRACT**

CONVERSATIONS OR CORRESPONDENCE REGARDING THIS SOLICITATION OR REPORT BETWEEN PROSPECTIVE OFFERORS AND PERSONS OUTSIDE THE CHATHAM COUNTY PURCHASING OFFICE WILL NOT BE CONSIDERED OFFICIAL OR BINDING UNLESS OTHERWISE SPECIFICALLY AUTHORIZED WITHIN THIS DOCUMENT.

The undersigned bidder or proposer certifies that he/she has carefully read the preceding list of instructions to bidders and all other data applicable hereto and made a part of this invitation; and, further certifies that the prices shown in his/her bid/proposal are in accordance with all documents contained in this Invitation for Bids/ Proposals package, and that any exception taken thereto may disqualify his/her bid/proposal.

This is to certify that I, the undersigned bidder, have read the instructions to bidder and agree to be bound by the provisions of the same.

This	day of	20
ВҮ		
	SIGNATU	RE
	TITLE	
	COMPAN	ΙΥ
	Phone / Fax	: No-s.

SECTION IV

SPECIFICATIONS FOR

BID 18-0116-6

ANNUAL CONTRACT FOR INSIDE AND OUTSIDE PLANT FIBER OPTIC CABLING INSTALLATION FOR CHATHAM COUNTY

4.1 GENERAL INFORMATION:

Chatham County is soliciting bids to provide inside and outside plant fiber optic cabling installation. Project Manager will be Edgar Young in the Chatham County ICS Department. For additional information concerning specifications, please contact Mrs. Lynn Strickland, Procurement Specialist, at (912) 790-1621 or lstrickland@chathamcounty.org. Bidders are not to contact any department directly.

4.2 SCOPE OF WORK/CONTRACT REQUIREMENTS:

The purpose of this Bid is to provide pricing for inside and outside plant fiber optic cabling installation including conduit and handhole installation, fiber testing, maintenance, and fiber locating services. This consists of furnishing all labor, construction equipment, mobilization and traffic control necessary for the installation of underground and aerial fiber. The fiber cable will be installed underground or aerial depending on job and site requirements. This will be an annual contract with automatic renewal options for four additional one year terms.

4.2.1 CONSTRUCTION:

If fiber is installed underground, it will be installed in a 2" HDPE conduit with 7 way microducts via horizontal directional drilling. For underground fiber installation, the awarded bidder shall be responsible for installing all handholes, trace wire, terminations, splices, 100' slack coil storage, and all materials and equipment needed for a complete installation. For aerial installation, the awarded bidder will be responsible for installing all span wire (if needed) overlashing, mounting claps and brackets, terminations, splices, slack coil storage, and all materials and equipment needed for a complete installation. All aerial fiber installations must meet the NESC standards for storm load and follow the span and overlash rules.

4.2.2 ENGINEERING:

All field surveying and all work necessary to prepare drawings required by state or local permit or as-built surveys will be the responsibility of the awarded bidder.

4.2.3 PERMITTING:

All permits for construction, except within the GDOT right-of-ways, will be the responsibility of the awarded bidder. All permits for construction within the GDOT right-of-ways will be the responsibility of Chatham County per GDOT permitting requirements. The awarded bidder shall assist Chatham County with this process at the discretion of Chatham County.

4.2.4 FIBER TESTING PROCEDURES AND STANDARDS:

Fiber strand connections ("splice"/"splicing") between each location will be the responsibility of the awarded bidder. Testing of fiber cable and splices to insure connectivity and that loss levels are within tolerance will be the responsibility of the awarded bidder. Connection and testing standards and procedures include, but are not limited to:

- 1. All splices shall be fusion spliced. Mechanical splices shall be allowed at the discretion of Chatham County.
- 2. Fiber cables on each end shall be terminated with Ultra SC-PC connectors. Final connector type will be at the discretion of Chatham County.
- 3. After end-to-end connectivity on the fibers has been completed, bi-directional OTDR and power meter span testing will be completed.
- 4. All OTDR testing and power meter span testing shall be performed on 1310 and 1550 nm wavelengths.
- 5. Maximum allowable splice loss per connector is 0.50 dB.
- 6. Maximum allowable splice loss per splice is 0.25 dB.
- 7. If maximum splice loss cannot be met within three attempts, the splice will be marked a Out-of-Spec and the splice will remain provided the average loss/attenuation value of al splices on an individual fiber basis shall not exceed 0.25 dB for the entire ring or subsystem.
- 8. All OTDR trace files will be provided to Chatham County, in a format at the discretion of Chatham County.

4.2.5 CONTRACTOR'S REQUIREMENTS:

- 1. Must be a member, in good standing, of the Corning NPI (Network of Preferred Installers) program.
- 2. Must have a Georgia Utility Contractor's License
- 3. Must have a Pollution Umbrella Policy of at least 6 million dollars.
- 4. No 3rd party subcontracting will be allowed. The winning bidder must have their own equipment and provide references showing that they have completed, with 100% customer satisfaction, projects such as this within the last 2 years.
- 5. The contractor must have fiber testing and maintenance personnel on staff.
- 6. A four hour on-site response time is mandatory for mission critical outages.

4.2.6 OUTSIDE PLANT CONSTRUCTION MATERIAL:

1. Conduit

a. 2" HDPE with 7 way microducts unless otherwise specified by owner. Duraline Futurepath or equivalent.

2. Handholes

- a. 24 x 36 x 36 inch Tier 22 Open Bottom Box Quazite or equivalent
- b. 24 x 36 Tier 22 Cover Quazite or equivalent
- c. 17 x 30 x 20 inch Tier 22 Open Bottom Box Quazite or equivalent
- d. 17 x 30 Tier 22 Cover Quazite or equivalent

3. Fiber Optic Cabling

- a. Corning Altos Dielectric Loose Tube Single Mode
- b. Corning Single Mode SC Unicam Connectors
- c. Corning Rack Mount Fiber Enclosures

4.3 REFERENCES:

Four (4) references are required of related work completed within the last 24 months and are to be submitted with this bid. References are to consist of the Company Name, Address, Phone Number, Contact Person, as per attachment "References".

BID SHEET BID NO.18-0116-6

ANNUAL CONTRACT FOR INSIDE AND OUTSIDE PLANT FIBER OPTIC CABLING INSTALLATION FOR CHATHAM COUNTY

Item No.	Description	Estimated Quantity	Unit of Measure	Unit Price	Total Price
1	DIRECTIONAL BORE	6000	LF		
2	PLACE (1) 1.25" HDPE CONDUIT	6000	LF		
3	PLACE (1) 2.00" HDPE CONDUIT	6000	LF		
4	PLACE (1) 4-WAY MICRODUCT	6000	LF		-
5	PLACE (1) 7-WAY MICRODUCT	6000	LF		
6	INSTALL CUSTOMER FURNISHED 12 COUNT FIBER	6000	LF		
7	INSTALL CUSTOMER FURNISHED 24 COUNT FIBER	6000	LF		
8	FURNISH AND INSTALL 48 COUNT SINGLEMODE FIBER	6000	LF		
9	FURNISH AND INSTALL 12 COUNT MULTIMODE FIBER	1200	LF		
10	FURNISH AND INSTALL HANDHOLD	10	EA		
11	CUT AND RESTORE SIDEWALK	80	SQ FT		
12	INSTALL SPLICE CLOSURE UNDERGROUND	10	EA		
13	FUSION SPLICE FIBER STRAND	48	EA		
14	TERMINATE FIBER STRAND (LC CONNECTORS)	48	EA		
15	TERMINATE FIBER STRAND (SC CONNECTORS)	48	EA		
16	TERMINATE FIBER STRAND (ST CONNECTORS)	48	EA		
17	UNDERGROUND ROUTE ENGINEERING	6000	LF		
18	AERIAL OVERLASH	2000	LF		
19	FURNISH AND INSTALL 24 COUNT SINGLEMODE AERIAL FIBER CABLE	2000	LF		

20	FURNISH AND INSTALL 24 COUNT MULTIMODE AERIAL FIBER CABLE	2000	LF	
21	FURNISH AND INSTALL AERIAL FIBER OPTIC CABLE ENCLOSURE	20	EA	
22	FIBER LOCATING SERVICES/MARKING	1	EA	

EMERGENCY SERVICE CALL MARKUP PERCENTAGE:

PERCENTAGE AMOUNT ABOVE NORMAL	0/
PRICING FOR EMERGENCY SERVICE	70

TIME REQUIRED FOR DELIVERY AFTER RECEIPT OF ORDER

	/DAYS (Award may be contingent on delivery)
Vendor Name:	
Address:	
City, State, Zip:	
Phone number:	Fax:
Printed Name/Title:	
Signature:	

^{*}Quantities are estimates only and do not guarantee any actual amount of work.

REFERENCES

COMPANY NAME:
ADDRESS:
CONTACT PERSON:
PHONE NUMBER:
EMAIL ADDRESS:

COMPANY NAME:
ADDRESS:
CONTACT PERSON:
PHONE NUMBER:
EMAIL ADDRESS:

COMPANY NAME:
ADDRESS:
CONTACT PERSON:
PHONE NUMBER:
EMAIL ADDRESS:

COMPANY NAME:
ADDRESS:
CONTACT PERSON:
PHONE NUMBER:
EMAIL ADDRESS:

ATTACHMENT A

DRUG - FREE WORKPLACE CERTIFICATION

THE UNDERSIGNED CERTIFIES THAT THE PROVISIONS OF CODE SECTIONS 50-24-1 THROUGH 50-24-6 OF THE OFFICIAL CODE TO GEORGIA ANNOTATED, RELATED TO THE **DRUG-FREE WORKPLACE**, HAVE BEEN COMPLIED WITH IN FULL. THE UNDERSIGNED FURTHER CERTIFIES THAT:

- 1. A Drug-Free Workplace will be provided for the employees during the performance of the contract; and
- 2. Each sub-contractor under the direction of the Contractor shall secure the following written certification:

_____ (CONTRACTOR) certifies to Chatham County that a Drug-Free Workplace will be provided for the employees during the performance of this contract known as <u>ANNUAL</u>

<u>CONTRACT FOR INSIDE AND OUTSIDE PLANT FIBER OPTIC CABLING</u>

<u>INSTALLATION FOR CHATHAM COUNTY</u> paragraph (7) of subsection (B) of Code Section 50-24-3. Also, the undersigned further certifies that he/she will not engage in the unlawful manufacture, sale, distribution, possession, or use of a controlled substance or marijuana during the performance of the contract.

CONTRACTOR	DATE
NOTARY	DATE

ATTACHMENT B

PROMISE OF NON-DISCRIMINATION STATEMENT

Know All Men By These Presence, that I (We),
Nume
Title Name of Bidder (herein after Company) in consideration of the privilege to bid/or propose on the following
Chatham County project ANNUAL CONTRACT FOR INSIDE AND OUTSIDE PLANT
FIBER OPTIC CABLING INSTALLATION FOR CHATHAM COUNTY hereby consent
covenant and agree as follows:
(1) No person shall be excluded from participation in, denied the benefit of or otherwise discriminated against on the basis of race, color, national origin or gender in connection with the bid submitted to Chatham County or the performance of the contract resulting therefrom;
(2) That it is and shall be the policy of this Company to provide equal opportunity to all business persons seeking to contract or otherwise interested with the Company, including those companies owned and controlled by racial minorities, and women;
(3) In connection herewith, I (We) acknowledge and warrant that this Company has been made aware of, understands and agrees to take affirmative action to provide minority and women owned companies with the maximum practicable opportunities to do business with this Compan on this contract;
(4) That the promises of non-discrimination as made and set forth herein shall be continuing throughout the duration of this contract with Chatham County;
(5) That the promises of non-discrimination as made and set forth herein shall be and are hereby deemed to be made a part of and incorporated by reference in the contract which this Company may be awarded;
(6) That the failure of this Company to satisfactorily discharge any of the promises of non-discrimination as made and set forth above may constitute a material breach of contract entitling the County to declare the contract in default and to exercise appropriate remedies including but not limited to termination of the contract.
Signature Date

ATTACHMENT C

DISCLOSURE OF RESPONSIBILITY STATEMENT

Failure to complete and return this information will result in your bid/offer/proposal being disqualified from further competition as non-responsive.

obtair	any convictions of any person, subsidiary, or affiliate of the company, and ining, or attempting to obtain a public or private contract or subcontract, ormance of such contract or subcontract.	
for of indicate	any indictments or convictions of any person, subsidiary, or affiliate of t ffenses such as embezzlement, theft, fraudulent schemes, etc. or any oth rating a lack of business integrity or business honesty which affects the recontractor.	er offenses
List a	any convictions or civil judgments under states or federal antitrust statut	es.
	any violations of contract provisions such as knowingly (without good corm, or unsatisfactory performance, in accordance with the specification ract.	
List a	any prior suspensions or debarments by any governmental agency.	
List a	any contracts not completed on time.	
List a	any penalties imposed for time delays and/or quality of materials and wo	orkmanship.
	any documented violations of federal or any state labor laws, regulation standards, occupational safety and health rules.	ns,

I,	, as				
Name of individual	, as Title & Authority				
of	, declare under oath that				
Company Name					
the above statements, including a	any supplemental responses attached hereto, are true				
Signature					
State of					
County of					
Subscribed and sworn to before	me on this day of				
20 by	representing him/herself to be				
of the c	company named herein.				
Notary Public					
My Commission expires:					
Resident State:					
DPC Form #45					

ATTACHMENT D CONTRACTOR AFFIDAVIT under O.C.G.A. § 13-10-91(b)(1)

By executing this affidavit, the undersigned contractor verifies its compliance with O.C.G.A. § 13-10-91, stating affirmatively that the individual, firm or corporation which is engaged in the physical performance of services on behalf of *CHATHAM COUNTY* has registered with, is authorized to use and uses the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines established in O.C.G.A. § 13-10-91. Furthermore, the undersigned contractor will continue to use the federal work authorization program throughout the contract period and the undersigned contractor will contract for the physical performance of services in satisfaction of such contract only with subcontractors who present an affidavit to the contractor with the information required by O.C.G.A. § 13-10-91(b). Contractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:

SUBCONTRACTOR AFFIDAVIT under O.C.G.A. § 13-10-91(b)(3)

13-10-91, stating affirmatively that the individual, firm or corporation which is engaged in t physical performance of services under a contract with (name of	he
contractor) on behalf of <u>CHATHAM COUNTY</u> has registered with, is authorized to use and the federal work authorization program commonly known as E-Verify, or any subsequent replacement program, in accordance with the applicable provisions and deadlines establishe O.C.G.A. § 13-10-91. Furthermore, the undersigned subcontractor will continue to use the federal work authorization program throughout the contract period and the undersigned subcontractor will contract for the physical performance of services in satisfaction of such contract only with sub-subcontractors who present an affidavit to the subcontractor with the information required by O.C.G.A. § 13-10-91 (b). Additionally, the undersigned subcontract will forward notice of the receipt of an affidavit from a sub-subcontractor to the contractor of five (5) business days of receipt. If the undersigned subcontractor receives notice of receip affidavit from any sub-subcontractor that has contracted with a sub-subcontractor to forward within five (5) business days of receipt, a copy of such notice to the contractor. Subcontractor hereby attests that its federal work authorization user identification number and date of authorization are as follows:	d in ctor within t of an
Federal Work Authorization User Identification Number	
Date of Authorization	
Name of Subcontractor	
Name of Project	
Name of Public Employer	
I hereby declare under penalty of perjury that the foregoing is true and correct.	
Executed on,, 201 in(city),(state).	
Signature of Authorized Officer or Agent	
Printed Name and Title of Authorized Officer or Agent	
SUBSCRIBED AND SWORN BEFORE ME ON THIS THE DAY OF201	
NOTARY PUBLIC My Commission Expires:	

ATTACHMENT E

BIDDER'S CERTIFICATION REGARDING DEBARMENT, SUSPENSION, INELIGIBILITY AND VOLUNTARY EXCLUSION

The undersigned certifies, by submission of this proposal or acceptance of this contract, that neither Contractor nor its principals is presently debarred, suspended, proposed for debarment, declared ineligible, or voluntary excluded from participation in this transaction by any Federal department or agency, State of Georgia, City of Savannah, Board of Education of local municipality. Bidder agrees that by submitting this proposal that Bidder will include this clause without modification in all lower tier transactions, solicitations, proposals, contracts, and subcontracts. Where the Bidder or any lower tier participant is unable to certify to this statement, that participant shall attach an explanation to this document.

Certification - the above information is true and complete to the best of my knowledge and belief.

(Printed or typed Name of Signatory)

(Signature)

(Date)

NOTE: The penalty for making false statements in offers is prescribed in 18 U.S.C. 1001

END OF DOCUMENT Mod. CC P & C 6/2005

ATTACHMENT F

Chatham County Minority and Women Business Enterprise Program M/WBE Participation Report

Name of Bidder:					
Name of Project:			Bid No:		
M/WBE Firm	Type of Work	Contact Person/ Phone #	City, State	%	MBE or WBE
MBE Total	WBE Total_	%	M/WBE Combined%		%
	ald enter into a formal agrees s schedule conditioned upon ners.				
Signature		_ Print			<u> </u>
Phone ()					

ATTACHMENT G

Systematic Alien Verification for Entitlements (SAVE) Affidavit Verifying Status for Chatham County Benefit Application

By executing this affidavit under oath, as an applicant for a Chatham County, Georgia Business License or Occupation Tax Certificate, Alcohol License, Taxi Permit, Contract or other public

benefit as reference in O.C.G.A. Section bid for a Chatham County contract for		_
person applying on behalf of individual	, business, corporation, partnership,	or other private entity
1.)I am	a citizen of the United States.	
OR		
2.)I am a	a legal permanent resident 18 years o	of age or older.
OR		
immigrant under the Fed	audulent statement or representation	ct (8 USC 1101 et ited States.* n who knowingly and in an affidavit shall be
	Signature of Applicant:	Date
	Printed Name:	
SUBSCRIBED AND SWORN BEFORE ME ON THIS THEDAY OF, 20	* Alien Registration number for	non-citizens.
Notary Public My Commission Expires:		

LEGAL NOTICE CC NO. 167308

Invitation to Bid

Sealed Bids will be received until 2:00 P.M. on November 8, 2018 and publicly opened in Chatham County

Purchasing & Contracting Department, at The Chatham County Citizens Service Center, 1117 Eisenhower

Drive, Suite C, Savannah, Georgia 31406, for: BID NO: 18-0116-6 ANNUAL CONTRACT FOR INSIDE

AND OUTSIDE PLANT FIBER OPTIC CABLING INSTALLATION FOR CHATHAM COUNTY.

Bid Package can be downloaded and printed from the County Purchasing and Contracting website http://purchasing.chathamcounty.org.

All firms requesting to do business with Chatham County must also register on-line at http://purchasing.chathamcounty.org. For additional information concerning specifications, please contact Lynn Strickland at (912) 790-1621

CHATHAM COUNTY HAS THE AUTHORITY TO REJECT ALL BIDS AND WAIVE MINOR FORMALITIES.

"CHATHAM COUNTY IS AN EQUAL OPPORTUNITY EMPLOYER, M/F/H, ALL BIDDERS ARE TO BE EQUAL OPPORTUNITY EMPLOYERS"

MARGARET H. JOYNER, PURCHASING DIRECTOR

SAVANNAH NEWS/PRESS INSERT: OCTOBER 25, 2018