

FORM OF PROPOSAL

PROPOSAL OF _____

NAME _____ TELEPHONE (____) _____

ADDRESS _____

CONTRACTOR'S LICENSE No. _____ ENGINEER'S LICENSE No. _____

TO THE LOUISIANA DEPARTMENT OF TRANSPORTATION AND DEVELOPMENT:

The undersigned proposes to design and construct this Project in accordance with the Contract Documents and certifies to furnish and deliver all the materials and to do all work and labor required for the design and construction of State Project No. H.010620/Federal Aid Project No. H010620 in Lafayette Parish, Louisiana, for the total Lump Sum Contract Price as stated in the Schedule of Prices (Form SP). The undersigned also certifies that it has examined the site of the proposed Work and the Request for Proposals (RFP) before submitting the Proposal and is satisfied as to the requirements therein. As further consideration for the Award of this Contract, the undersigned agrees to the following terms, conditions, and acknowledgments:

- A) To execute the Contract and to furnish bonds in the amount specified in the Contract within 15 working days after Award and, failing to do so, to forfeit the accompanying Proposal Bond to the Louisiana Department of Transportation and Development (LA DOTD) as Liquidated Damages (LD), and the Secretary may proceed to award the Contract to others.
- B) To commence Work within 60 calendar days of Notice of Contract Execution and after receipt of Notice to Proceed (NTP), or such additional time as may be allowed in writing by the Department's Project Manager and to reach Project Substantial Completion by the date specified in the Contract.
- C) To furnish a performance and a payment bond in the penalty of full amount stated in the Contract as surety conditioned for the full, complete, and faithful performance of this Contract.
- D) In accordance with the Contract to repair, maintain, and guarantee all work performed thereunder until accepted by the Chief Engineer.

The undersigned declares that it is the only entity or party interested in the Proposal as principal and that its officers, employees, subsidiaries, or parent corporations [check appropriate box below]:

have not in any way participated in any activities in restraint of trade or been debarred with relation to public contracts either in the State of Louisiana or any other state of the United States (US) during the five-year period immediately preceding this

Louisiana Department of Transportation and Development

Proposal or either directly or indirectly entered into any agreement, participated in any collusion, or otherwise taken any action in restraint of free competitive bidding in connection with this Proposal or Contract.

have participated in activities in restraint of trade with relation to public contracts either in the State of Louisiana or any other state of the US during the five-year period immediately preceding this Proposal or entered into collusion or restraint of free competition in connection with this Proposal or this Contract and are of the opinion that they are a responsible Proposer entitled to the award of a contract involving public moneys and attach hereto an explanation of their activities in restraint of free trade, restraint of free competition, or collusion.

The Proposer also hereby certifies that it and its Principal Participants: (i) have developed and have on file at each establishment affirmative action programs pursuant to 41 CFR Part 60-2 (Affirmative Action Programs) () or are not subject to the requirements to develop an affirmative action program under 41 CFR Part 60-2 (Affirmative Action Programs) (); (ii) have () have not () participated in a previous contract or subcontract subject to the equal opportunity clause, as required by Executive Orders 11246; 10925; and 11114, as amended; and (iii) have () have not () filed with the Joint Reporting Committee, the Deputy Assistant Secretary, or the Equal Employment Opportunity Commission (EEOC) all reports due under the applicable filing requirements.

The Proposer acknowledges receipt of the following Amendments to the Request for Proposals:

Number	Date	Number	Date

The undersigned agrees that any and all claims that the undersigned may have for overcharges resulting from antitrust violations as to goods, services, and materials purchased in connection with this Proposal are hereby assigned to the State of Louisiana but only to the extent that such overcharges are passed on to the state. The undersigned further agrees to require its Subcontractors to assign any and all such claims for overcharges to the State of Louisiana, but only to the extent such overcharges are passed on to the state, by executing an assignment on a form obtainable from the LA DOTD prior to the commencement of work by a Subcontractor. The undersigned retains all rights to any such antitrust claims to the extent of any overcharges not passed on to the State of Louisiana.

The undersigned tenders herewith a Proposal Bond in the amount of at least five percent of the amount proposed drawn to the order of the Louisiana Department of Transportation and Development.

Louisiana Department of Transportation and Development

Organization: _____

By: _____

Title: _____

STATE OF _____)

PARISH OF _____) ss

SUBSCRIBED AND SWORN TO ME ON THIS:

_____ DAY OF _____, 2013

NOTARY PUBLIC

My Commission Expires: _____

NON-COLLUSION FORM

**STATE PROJECT NO. H.010620
FEDERAL AID PROJECT NO. H010620
LAFAYETTE PARISH**

AFFIDAVIT

I hereby certify that I am (the) (a) _____ and duly authorized representative of the firm of _____, whose address is _____, and that neither I nor the above firm I here represent has participated in any of the following activities:

- A) Employed or retained for a commission, percentage, brokerage, contingent fee, or other consideration, any firm or person (other than a bona fide employee working solely for me or the above Proposer) to solicit or secure this Contract; and
- B) Agreed, as an express or implied condition for obtaining this Contract, to employ or retain the services of any firm or person in connection with carrying out the Contract; or
- C) Paid, or agreed to pay, to any firm, organization, or person (other than a bona fide employee working solely for me or the above Proposer) any fee, contribution, donation, or consideration of any kind for or in connection with procuring or carrying out this Contract.

I acknowledge that this affidavit is furnished to the Louisiana Department and Transportation and Development (LA DOTD) in connection with this Contract in accordance with the provisions of Louisiana Revised Statutes 38:2224 and is subject to applicable state and federal laws, both criminal and civil.

(Signature) (Date)

SWORN TO AND SUBSCRIBED BEFORE ME AT _____,

THIS _____ DAY OF _____, 2013.

(SEAL)

BY: _____

(Notary Public)

Louisiana Department of Transportation and Development

PROPOSAL BOND

_____, as Principal and _____, as Surety, are bound unto the State of Louisiana, Department of Transportation and Development, (hereinafter called the LA DOTD) in the sum of five percent of the Proposer's total proposed Lump Sum Contract Price, of which the Principal and surety bind themselves and their heirs, executors, administrators, successors, and assigns, as solidary obligors.

Signed and sealed this _____ day of _____, 2013

The condition of this obligation is such that, whereas the Principal has submitted a Proposal to the LA DOTD on a Contract for the construction of State Project No. H.010620/Federal Aid Project No. H010620, the US 90 (I-49 South) Design-Build (DB) Project, located in Lafayette Parish, if the Proposal is accepted and the Principal, within the specified time, enters into the Contract in writing and gives bond with Surety acceptable to the LA DOTD for payment and performance of said Contract, this obligation will be void; otherwise to remain in effect.

Principal (or, if Proposer is a Joint Venture, Lead Principal Participant of the JV)

(If a Joint Venture, Principal Participant)

By: _____
Authorized Officer-Owner-Partner

By: _____
Authorized Officer-Owner Partner

Typed or Printed Name

Typed or Printed Name

Surety

By: _____

Typed or Printed Name

To receive a copy of the contract and subsequent correspondence/communication from LA DOTD, with respect to the Proposal Bonds, the following information must be provided:

Bonding Agency or Company Name

Address

Agent or Representative

Telephone/Facsimile Number

FORM C

SINGLE POINT OF CONTACT

Proposer's Name: _____

Name of Point of Contact: _____

Company Affiliation: _____

Address: _____

Office Telephone: _____

Facsimile: _____

Mobile or Pager Number: _____

E-mail Address: _____

FORM CR

COMMITMENT TO ASSIGN IDENTIFIED RESOURCES TO PROJECT

Proposer's Name: _____

Understanding the Louisiana Department of Transportation and Development's (LA DOTD) concern that the Key Personnel resources specifically represented and listed in this Proposal actually be assigned to the Contract (if awarded to this Proposer) and not also be committed to other Projects, _____ (Name of Proposer) commits that the Key Personnel resources shown in the Proposal, including identified design staff, will be available to the extent within this Proposer's control. If awarded the Contract, this Proposer will undertake all reasonable efforts to provide all the Key Personnel identified in its Proposal on a full time basis for the periods necessary to fulfill their responsibilities.

Signed: _____

Printed Name: _____

Title: _____

Date: _____

(To be executed by the Proposer's designated Project Principal-in-Charge.)

FORM CRCF

CERTIFICATION REGARDING USE OF CONTRACT FUNDS FOR LOBBYING

**STATE PROJECT NO. H.010620
FEDERAL AID PROJECT NO. H010620
LAFAYETTE PARISH**

The undersigned certifies, to the best of its knowledge and belief (after due inquiry and investigation), to the following:

1. No Federal appropriated funds have been paid or will be paid, by or on behalf of the undersigned, to any person for influencing or attempting to influence an officer or employee of any federal agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with the awarding of any federal contract, the making of any federal grant, the making of any federal loan, the entering into of any cooperative agreement, and the extension, continuation, renewal, amendment, or modification of any federal contract, grant, loan, or cooperative agreement; and

2. If any funds other than federal appropriated funds have been paid or will be paid to any person for influencing or attempting to influence an officer or employee of any federal agency, a member of Congress, an officer or employee of Congress, or an employee of a member of Congress in connection with this federal contract, grant, loan, or cooperative agreement, the undersigned shall complete and submit Standard Form-LLL, "**Disclosure Form to Report Lobbying**," in accordance with its instructions.

This certification is a material representation of fact upon which reliance was placed when this transaction was made or entered into. Submission of this certification is a prerequisite for making or entering into this transaction imposed by 31 U.S.C. § 1352. Any person who fails to file the required certification shall be subject to a civil penalty of not less than \$10,000 and not more than \$100,000 for each such failure.

The undersigned shall require that the language of this certification be included in all lower tier subcontracts which exceed \$100,000 and that all such recipients shall certify and disclose accordingly.

Date: _____, 2013

Signature

Title

[The Proposer may duplicate or modify this form as necessary so that it accurately describes the entity making the Proposal and so that it is signed on behalf of all partners, members, or joint venturers of the Proposer and all other Principal Participants.]

FORM DBEC

DISADVANTAGED BUSINESS ENTERPRISE CERTIFICATION

State Project: H.010620

Federal Aid Project No. H010620

Highway: US 90 (I-49 South)

Parish: Lafayette

**DISADVANTAGED BUSINESS ENTERPRISES
REQUIREMENTS**

The following goal for participation by Disadvantaged Business Enterprises (DBE) is established for construction and services for the Project:

DBE

5%

Disadvantaged Business Enterprise Certification

By signing the Proposal, the Proposer certifies that (1) the above DBE goal will be met by obtaining commitments equal to or exceeding the DBE percentage or that Proposer will provide a good faith effort to substantiate the attempt to meet the goal; and (2) if awarded the Contract, the Proposer will meet the requirements set forth in the Contract Documents, Part 2 – Design-Build (DB) Sections 100s, DB Section 114 and Appendix 114A.

Signed: _____

Printed Name: _____

Title: _____

Date: _____

FORM DU

DESIGN UNIT DESCRIPTIONS

Proposer Name : _____

Price Center Code (from Form PCD)	Design Unit Code	Design Unit Description

FORM KP

KEY PERSONNEL INFORMATION

Name of Proposer: _____

Position	Name	Years of Applicable Experience	Education/Registration	Parent Firm Name	Percent of Time Dedicated to Project
Principal-in-Charge					
Design-Builder's Project Manager					
Construction Manager					
Design Manager					
Design and Construction Liaison					
Quality Manager					
Design Quality Manager					
Construction Quality Acceptance Manager					
Construction Quality Control Manager					
Safety Manager					
Lead Geotechnical Engineer					

Louisiana Department of Transportation and Development

Traffic Control Supervisor					
Roadway Design Engineer					
Environmental Compliance Manager					
Bridge Design Engineer					
Right-of-Way Acquisition Manager					

Use additional sheets when needed.

FORM LSI

LETTER OF SUBCONTRACT INTENT

_____ (Proposer's name) intends to subcontract Work for the US 90 (I-49 South) Design-Build (DB) Project to _____ (Name of Subcontractor/Consultant) to perform the following types of Work:

_____.

The anticipated minimum value of the subcontract is _____.

For the Proposer:

For the Subcontractor/Consultant:

(Signature)

Confirmed by: (Signature)

(Printed Name)

(Printed Name)

(Title)

(Title)

(Date)

(Date)

FORM O

ONE-ON-ONE MEETING CONFIDENTIALITY AND NON-DISCLOSURE AGREEMENT

I, _____, as the Attorney-in-Fact and designated representative of _____ (Proposer), hereby agree to the following:

- A) I agree, on behalf of the Proposer, that any and all Proposer representatives who participate in the one-on-one meeting process will maintain the confidentiality of all proprietary or trade secret information that the Proposer and its representatives gain access to as a result of their participation in one-on-one meetings. Proprietary or trade secret information includes codes, patterns, formulae, designs, devices, methods, or processes;
- B) I agree, on behalf of the Proposer, that any communications and/or records exchanged during the one-on-one meetings will remain confidential until Contract execution, unless such records are proprietary or trade secret information;
- C) I agree to waive any right, on behalf of the Proposer, to challenge the procurement for the US 90 (I-49 South) Design-Build (DB) Project (Project) based upon the Proposer's participation in the one-on-one meeting process. Further, if invited to participate in the one-on-one meeting process, and the Proposer opts to not participate in the one-on-one meeting process, I agree to waive any right, on behalf of the Proposer, to challenge the procurement for the Project based upon the Proposer's lack of participation in the one-on-one meeting process; and
- D) I agree, on behalf of the Proposer, that upon notice from the LA DOTD that a request for release of information obtained or exchanged during the one-on-one meeting process has been received, the Proposer shall immediately defend any action seeking release of the records it believes to be proprietary or trade secret information and indemnify, defend, and hold harmless the LA DOTD and the State of Louisiana and its agents and employees from any judgments awarded against the LA DOTD and its agents and employees in favor of the party requesting the records, including any and all costs connected with that defense. This indemnification survives the LA DOTD's cancellation or termination of this procurement or award and subsequent execution of a Contract. In submitting a Proposal, the Proposer agrees that this indemnification and duty to defend survives as long as the confidential business information is in possession of the State.

This Confidentiality and Non-Disclosure Agreement is subject to the laws of the State of Louisiana and applicable rules and regulations.

Signed: _____

Date: _____

Louisiana Department of Transportation and Development

FORM PC1

PRICE CENTER 1 - PRELIMINARIES AND GENERAL REQUIREMENTS

Activity Code¹	Activity²	Lump Sum Price (Enter Lump Sum Price for Each Activity)
	Payment, Performance, and Retainage Bonds	
	Insurance and Insurance Certificates	
	Project Mobilization	
	Permits and Regulatory Approvals (non-environmental)	
	Environmental Compliance (plans, permits, approvals, reports, records, and monitoring)	
	Project Management	
	Quality Plan and Updates	
	Project Quality Management	
	Safety Plan and Safety Administration	
	Liaison and Coordination with Local Authorities and Agencies	
	On-Site Security, Communications, and Project Identification Signing	
	Design-Builder's Temporary Facilities (provide, erect, service, and maintain)	
	Design-Builder-Provided Facilities and Equipment for the Louisiana Department of Transportation and Development	
	Removal of Temporary and Design-Builder-Provided Facilities and Site Clean-up/Restoration	
	Construction Staking	
	Public Information Activities during Contract	
	Right-of-Way Acquisition Activities	
	Warranty or Guarantee	

¹ Use codes from Baseline Progress Schedule P3 or P6 Program.

² Other activities may be added by Proposer.

Louisiana Department of Transportation and Development

	Price Center Value³ (Sum of the Lump Sum Prices for each activity)	
--	---	--

³ Enter sum for the column. Enter amount on Form SP.

FORM PC2

PRICE CENTER 2 - PROJECT-WIDE ENGINEERING AND DESIGN ACTIVITIES

Activity Code¹	Activity²	Lump Sum Price (Enter Lump Sum Price for each activity)
	Design of Temporary and Permanent Works through Final Design (including, design reports, design drawings, and Project Specifications)	
	Geotechnical Investigations	
	Other Preliminary Engineering, such as Preliminary Surveys	
	Design Support during Construction	
	As-Built Drawings, Manuals, and Reports	
	Activities of the Design Quality Control Manager and Staff (Design QC)	
	Price Center Value³ (Sum of lump sum prices for each activity)	

¹ From activities on Baseline Progress Schedule P3 or P6 Program.

² Other activities may be added by Proposer.

³ Enter sum on Form SP.

FORM PC3

PRICE CENTER 3 - PROJECT-WIDE MAINTENANCE OF TRAFFIC

Activity Code¹	Activity²	Lump Sum Price (Enter Lump Sum Price for each activity)
	Maintenance of Traffic Plan and Updates	
	Maintenance of Traffic Implementation and Operations	
	Traffic Control Plan(s) and Updates	
	Price Center Value (Sum of lump sum prices for each activity) ³	

¹ From activities on Baseline Progress Schedule P3 or P6 Program.

² Other activities may be added by Proposer.

³ Enter sum on Form SP.

FORM PC4

PRICE CENTER 4 –

PROJECT-WIDE ENVIRONMENTAL MITIGATION AND COMPLIANCE

Activity Code¹	Activity²	Lump Sum Price (Enter Lump Sum Price for each activity)
	Environmental Investigations and Documentation	
	Environmental Mitigation Measures and Plans	
	SPDES Preparation	
	SPDES Implementation	
	Vibration Monitoring (if required)	
	Modification of an LA DOTD Provided Environmental Permits	
	Price Center Value³ (Sum of prices for each activity)	

¹ From activities on Baseline Progress Schedule P3 or P6 Program.

² Other activities may be added by Proposer.

³ Enter sum on Form SP.

FORM PC5

PRICE CENTER 5 –

**PROJECT-WIDE
HAZARDOUS AND CONTAMINATED SUBSTANCES REMEDIATION ACTIVITIES**

Activity Code¹	Activity²	Lump Sum Price (Enter Lump Sum Price for each activity)
	Environmental Design and Monitoring of Construction Zone	
	Price Center Value³ (Sum of prices for each activity)	

¹ From activities on Baseline Progress Schedule P3 or P6 Program.

² Other activities may be added by Proposer.

³ Enter sum on Form SP.

FORM PCD

PRICE CENTER DESCRIPTIONS

Project Section	Project Work Breakdown Structure Code	Price Center Code	Price Center Title	Price Center Descriptions
A			Project-Wide Activities	
			PC1 Preliminaries and General Requirements	See Form PC1
			PC2 Project-Wide Engineering and Design Activities	See Form PC2
			PC3 Project-Wide Maintenance of Traffic	See Form PC3
			PC4 Project-Wide Environmental Mitigation and Compliance	See Form PC4
			PC5 Project-Wide Hazardous and Contaminated Substances Remediation Activities	See Form PC5
B				

Louisiana Department of Transportation and Development

Project Section	Project Work Breakdown Structure Code	Price Center Code	Price Center Title	Price Center Descriptions
C				
D				

[Note: Add Construction Price Centers for Sections B thru __. Add additional Sections as required.]

Louisiana Department of Transportation and Development

FORM PP

LUMP SUM PRICE PROPOSAL COVER SHEET

Proposer's Name: _____

This lump sum Price Proposal is submitted in response to the Request for Proposals, dated September 10, 2013, as amended by Addenda, and includes the following:

Section 1:

- Form PP (Price Proposal Cover Sheet)

Section 2:

- Schedule of Prices (Form SP), including the proposed Lump Sum Contract Price for the Project;
- Forms PC1 through PC5;
- Proposal Periodic Payment Schedule (Form PPS-P);
- Form LSI, Letter of Intent to Subcontract;
- Form PCD, Price Center Descriptions;
- Proposed Baseline Progress Schedule; and
- Form PCP, Schedule of Progress Checkpoints.

Section 3:

- Proposal Bond

Signed by Parties signing Form of Proposal:

_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
_____	_____	_____
(Signatures)	(Representing)	(Dates)

FORM PPS-P

PROPOSAL PERIODIC PAYMENT SCHEDULE

Month After Notice to Proceed (3)	Total Proposal Price⁽¹⁾	Planned Cumulative Payment⁽²⁾
--	---	---

1		
2		
3		
4		
5		
6		
7		
8		
9		
10		
11		
12		
13		
14		
15		
16		
17		
18		
19		
20		
21		
22		
23		
24		
25		
26		
27		
28		

1. Enter proposed Lump Sum Contract Price from Form SP.
2. Enter planned cumulative payment for each month between Notice to Proceed and Final Acceptance date.
3. Add months to table to reflect duration of Contract.

FORM SP

SCHEDULE OF PRICES

Price Center Code ⁽¹⁾	Price Center Title/Component Identification ⁽¹⁾	Price Center Value ⁽²⁾
----------------------------------	--	-----------------------------------

PROJECT SECTION A (Project-Wide Activities)

	PC1 Preliminaries and General Requirements. <i>See</i> Form PC1.	
	PC2 Project-Wide Engineering and Design Activities. <i>See</i> Form PC2.	
	PC3 Project-Wide Maintenance of Traffic. <i>See</i> Form PC3.	
	PC4 Project-Wide Environmental Mitigation and Compliance. <i>See</i> Form PC4.	
	PC5 Project-Wide Hazardous and Contaminated Substances Remediation Activities. <i>See</i> Form PC5.	

PROJECT SECTION B

PROJECT SECTION C

Louisiana Department of Transportation and Development

Price Center Code⁽¹⁾	Price Center Title/Component Identification⁽¹⁾	Price Center Value⁽²⁾
--	--	---

PROJECT SECTION D

TOTALS

TOTAL PROJECT PROPOSED LUMP SUM CONTRACT PRICE⁽³⁾ Words: <hr/>	
---	--

Instructions:

- 1) Enter Price Center codes and titles for each Price Center, to match Form PCD. The current Price Center and activity codes, excluding those shown in Section A, are examples and may be changed at the Proposer's discretion and in accordance with the requirements contained in Contract Documents, Design-Build Sections 100s, DB Section 109.
- 2) Enter the Price Center Value.
- 3) Enter the sum of the PCVs to total the Project proposed Lump Sum Contract Price.