



# CITY OF HOUSTON

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February 11, 2015

**Subject:** Letter of Clarification No. 4 to Invitation to Bid No. S50-C25249 - Work Order Contract for Fiber Reinforced Polymer Patching on Concrete Pavements Citywide for the Public Works and Engineering Department

**To:** All Prospective Bidders:

This letter of Clarification is being issued for the following reasons:

- **To respond to questions posed by perspective bidders:**

The following questions and City of Houston responses are hereby incorporated and made a part of the Invitation to Bid:

**Question No. 1:** The bid documents call out for a 12%MBE and 7%WBE participation. This product is limited to one or two vendors that manufacturer the product and the installation is 100% self-perform on installation. This will limit the amount of participation possible. Will the City consider waiving this requirement?

**Answer:** No, the advertised goals (MBE 12% and WBE 7%) remain unchanged. The bidder that is unable to meet these goals shall be required to provide "Good Faith Efforts" by completing Document Nos. 00471 and 00472 in the Bid Document (Page Nos. 10 & 12 of 43) and provide these documents with its bid response.

The City has determined that there are MBE and WBE subcontracting opportunities in the following areas:

- 1) Aggregate Material (bulking aggregate and final surface aggregate material) NAICS CODE 423320 – 11 Certified MBEs and 11 WBEs.
- 2) Patch potholes and joints on concrete pavements and asphalt pavement using fiber reinforced polymer matching material, bulking aggregate and course aggregates. (Service) NAICS CODE 237310 – 47 Certified MBEs and 11 WBEs.
- 3) Flagging/Traffic Control – NAICS CODE 561990 – 15 Certified MBEs and 6 WBEs.
- 4) Petroleum and Petroleum Products Merchants Wholesalers – NAICS CODE 424720 – 3 Certified MBEs and 3 WBEs.
- 5) Automotive Repair and Maintenance – NAICS CODE 811111 – 10 Certified MWBEs.

**Letter of Clarification No. 3 to Invitation to Bid No. S50-C25249 - Work Order Contract for Fiber Reinforced Polymer Patching on Concrete Pavements Citywide for the Public Works and Engineering Department**

**Question No. 2:** The biggest topic we discussed in the pre-bid meeting were the M/WBE requirements as listed in the bid documents. This project is currently advertised with 12% MBE & 7% WBE goals. Due to the nature of this specific contract, we feel that any M/W/SBE goals should be set to 0% for this bid. First, the primary work to be performed on this contract is to be performed under a single item which would be entirely self-performed by the Prime Contractor. The secondary items regarding the traffic control, as mentioned in question #1, are almost incidental to the main item of work and will primarily be performed by the Prime Contractor as well. Secondly, the market for this type of work is extremely limited such that there are only a handful of contractors in Southeast Texas that have performed this work, and the number of manufacturers/suppliers on a national level are even fewer.

**Answer:** See response to Question No. 1 above.

**Note: No further questions will be accepted after the publication of this Letter of Clarification.**

When issued, Letter(s) of Clarification shall automatically become a part of the solicitation documents and shall supersede any previous specification(s) and/or provision(s) in conflict with the Letter(s) of Clarification. All revisions, responses, and answers incorporated into the Letter(s) of Clarification are collaboratively from both the Strategic Purchasing Division and the applicable City Department(s). It is the responsibility of the bidder/respondent to ensure that it has obtained all such letter(s). By submitting a bid on this project, bidders/respondents shall be deemed to have received all Letter(s) of Clarification and to have incorporated them into this solicitation and resulting bid.

Furthermore, it is the responsibility of each Contractor to obtain any previous Letter of Clarification associated with this solicitation.

*Arturo Lopez*

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