

PN SPECIAL – PRE-AWARD SCHEDULE OF OWNER’S ATC (ALTERNATIVE TECHNICAL CONCEPTS) VALUES 01-13-2021

1. Scope and Purpose. This note will establish the general method to preestablish pricing for potential contract adjustments of non-ATC impacted itemized bid items relating to Scope of Service Attachment C – Central Interchange Plans. This shall be performed by a submission and review of a Schedule of Owner’s ATC Values and a Schedule of DBT’s ATC Values as describe herein.

If preapproved through the ATC process, the Department will allow Offerors to include ATCs within their Technical Proposal and Bid Proposal impacting the sealed portions of Attachment C – Central Interchange Plans contractual documents. If the Department concurs with the changes proposed by the ATC, the Bidder may be instructed to bid an Optional Lump Sum Bid Item set within the ATC response.

The Department will indicate in the ATC response (through specific given direction, through concurrence with the proposed ATC submission, or through the Intermediate Technical Proposal response), the portions of the Attachment C design which becomes the DBT’s responsibility. The Department will be the final authority in determining if a design component is affected by the ATC. The DBT will then retain design and quantities responsibility for the portions of the Design previously represented within Attachment C. The Department will retain design and quantity responsibility for all other unimpacted portions of Attachment C.

This Department itemized list of unimpacted portions shall constitute the particular ATC’s Schedule of Owner’s ATC Values.

The Schedule of Owner’s ATC Values is defined as a detailed listing of discrete items of Work and associated Department responsible Proposal quantities in the consideration of an approved and incorporated ATC by the DBT impacting Scope of Service Attachment C – Central Interchange Plans.

The breakdown of the Work incorporated into the Project represented by the ATC shall be the ATC’s Schedule of DBT’s ATC Values.

The Schedule of DBT’s ATC Values is defined as a breakdown (approximate cost and approximate work) of the Work corresponding to the ATC’s change. It shall show work items and estimated quantities in reasonable detail to demonstrate a reasonable breakdown.

2. Submittal. The Apparent Successful Bidder and the next most likely Apparent Successful Bidder shall submit a Schedule of Owner’s ATC Values and a Schedule of DBT’s ATC Values by 4:00 p.m. the next business day after the bid opening. The

Schedule of Owner's ATC Values shall include the Bid Unit Price for each item using the same units in the Proposal. A separate Schedule of Owner's ATC Values and the corresponding Schedule of DBT's ATC Values shall be submitted for each incorporated ATC.

Offerors shall utilize LiquidFiles, ODOT's secured file sharing system. Additional user guide information on ODOT LiquidFiles can be found here: <https://fileshare.dot.state.oh.us/img/External-Invited-User-Guide-ODOT-LiquidFiles.pdf>
 Contact the Department (Chase Wells - 614-466-4789/ Chase.Wells@dot.ohio.gov) for any issues or questions.

Submittal shall be in accordance with this note. Failure of the low bidder or the second low bidder to submit the Schedule of Owner's/DBT's ATC Values in the manner as defined above may result in a determination by the Department that the bid submitted by that particular bidder may be consider non-responsive and ineligible for award.

3. Format and Contents.

Schedule of Owner's ATC Values:

Ensure that each Schedule of Owner's ATC Values clearly itemizes the cost for each owner retained contract item in the Proposal for incorporated Alternative Technical Concepts (ATC) relating to Scope of Service Attachment C – Central Interchange Plans.

The Schedule of Owner's ATC Values shall provide a unit cost pricing for ODOT retained original itemized bid items not impacted by the ATC for the corresponding bridge structures, retaining walls, lighting, and/ or noise walls of Attachment C – Central Interchange Plans contractual documents.

Each ATC submission shall be organized by Section in a row/column format similarly to the work item line listing in the Proposal. The submission shall be inclusive of any addenda. As an example:

Line	Item Code	Item Description	Unit	Quantity	Bid Price
ODOT retained original itemized bid items: Section 0081 (O RETAINING WALLS (NO. 7))					
0518	512E33000	TYPE 2 WATERPROOFING	SY	##.###	\$ x.xx
0520	518E21200	POROUS BACKFILL WITH GEOTEXTILE FABRIC (WT: 21)	CY	##.###	\$ x.xx
ODOT retained original itemized bid items: 0090 (O RETAINING WALLS (NO. 10))					
0591	516E13601	1" PREFORMED EXPANSION JOINT FILLER, AS PER PLAN (WT: NR)	LB	#,###	\$ x.xx
0594	518E40000	6" PERFORATED CORRUGATED PLASTIC PIPE (WT: NR)	FT	245.000	\$ x.xx

The breakdown shall clearly show (with each being a column heading):

- Line
- Alt (if applicable)
- Item Code
- Item Description
- Unit
- Quantity (inclusive of any Addenda revisions)
- DBT Bid Price

The ODOT retained original itemized bid items submission shall correspond to the ATC acceptance response or through a subsequent Intermediate Technical Proposal response. Any items added which were not included in the ATC response or subsequent Intermediate Technical Proposal response shall be disregarded by the Department. Any items omitted shall be considered included within the ATC and retained by the Offeror.

Schedule of DBT’s ATC Values:

Ensure that each Schedule of DBT’s ATC Values demonstrates the cost breakdown for Alternative Technical Concept’s major items of Work. The Offeror may use discretion in the level of discrete breakdown, but it shall be at a level which enables a reasonable cost estimate to be created. The Department may require a resubmission of the Schedule of DBT’s ATC Values if, in the opinion of the Department, the Schedule of DBT’s ATC Values is not reasonably broken down for to estimate workforce and material needs.

Each submission shall be organized by Section in a row/column format similarly to the work item line listing as below. As an example:

Item Description	Unit	Quantity	Unit Cost	Estimated Cost
Concrete Beams	EA	##.###	\$ x.xx	\$ x.xx
Bridge Deck	CY	##.###	\$ x.xx	\$ x.xx
Cofferdams, Cribs, and Sheeting	LS	1	\$ x.xx	\$ x.xx

The breakdown shall clearly show (with each being a column heading):

- Item Description
- Unit
- Quantity
- Unit Cost
- Estimated Cost

4. Examination and Contract Adjustment. The Department will examine the Schedule of Owner’s ATC Values and the Schedule of DBT’s ATC Values. While

considering the impact of the ATC to values, the Department will analyze the submitted information for any bidding anomalies. The overall summation of the Schedule of Owner's ATC Values and the Schedule of DBT's ATC Values shall equal the Optional Lump Sum Bid Item

The Schedule of Owner's ATC values must correspond, in quantity and work, to the original itemized bid items. The Schedule of DBT's ATC Values shall correspond to the intent of the approved ATC.

The DBT and the Department will review and discuss the Schedule of Owner/DBT's ATC Values, and will specifically address any noted unbalanced items.

The Department shall document all items represented in the Schedule of Owner's ATC Values which it takes no exception. The Department shall also document items which appear unbalanced.

The Department shall review the Schedule of DBT's ATC Values to assist in reviewing the Schedule of Owner's ATC Values, but these prices shall not be used to determine compensation for Extra Work nor for Revisions to the Contract Documents as defined in 104.02.

The Department will adjust the contract via Lump Sum Change Order when the quantity for an original itemized unit cost item of work in Attachment C and identified in the agreed Schedule of ATC values has a percentage change +/- 5% from final bid quantity. This contract adjustment method only applies only to those plan sections which were identified to be impacted by accepted ATCs impacting the sealed portions of Attachment C – Central Interchange Plans and the corresponding quantities.

$$\% \text{ Change} = [(Actual \text{ Field Quantity} / Proposal \text{ Quantity}) - 1] \times 100$$

If the Department documents materially unbalancing has occurred for any unit costs in Schedule of Owner's ATC Values and prices cannot be agreed to at the Pre-Award Meeting, the Department will adjust Contract utilizing ODOT determined final fair and equitable pricing. This does not preclude the Contractor's rights within CMS 108.02G.

Design Ownership (if-applicable): A description of what portions of the ODOT provided sealed plans and design the DBT will change, seal and own as a result of the ATC. This shall include all applicable features, specific sheet number(s) and design documentation (reports, explorations, studies) required to modify the design. While not required, it is recommended that "bubbled" markups of the existing ODOT provided plan sheets be provided to demonstrate the design portions which are intended to be changed.