

ADDENDUM

<u>Addendum No.:</u>	<u>2</u>
<u>Project Name:</u>	<u>West Hayes Street Improvements</u>
<u>Project No.</u>	<u>2015-001-20</u>
<u>Date:</u>	<u>April 15, 2022</u>
<u>To:</u>	<u>All Bidders</u>

NOTE: This Addendum forms part of the Contract Documents, clarifies bidder questions, and modifies specifications under Bid No. 2022-07, as noted below. Bidders submitting an offer must sign this form, acknowledging receipt of addendum, and supply it with their proposal. Failure to do so will subject the Bidder to disqualification.

CLARIFICATIONS:

1. All tree removal is to be paid for under line item no. 12, "Clearing and Grubbing".
2. Between sheet numbers 2D and 2D-2 is a partially blank sheet; this sheet can be deleted.

REVISIONS TO SPECIAL PROVISIONS:

SECTION 00120 – BIDDING REQUIREMENTS AND PROCEDURES

Comply with Section 00120 of the Standard Specifications modified as follows:

00120.00 Prequalification of Bidders – Replace this subsection, except the subsection number and title, with the following:

The Agency will prequalify Bidders according to OAR 734-010 and OAR 731-005-0460. A Bidder must file for prequalification; there is no fee. Prequalification must be renewed biennially. Bidders shall make application for prequalification on standard forms available at the ODOT Procurement Office Construction Contracts unit website. Bidder shall return the completed application to the City Engineer at 190 Garfield St., Woodburn, OR 97071; or email to dago.garcia@ci.woodburn.or.us.

Contracts will only be awarded to Bidders who, at the time of Bid Opening, are prequalified in the Class or Classes of Work specified in the Special Provisions, except that a Bidder whose prequalification has been revoked or revised as provided in ORS 279C.430(4) may also be eligible for Award under that statute if the Project was advertised prior to the revocation or revision. The Agency will consider a Bid from a Bidder whose complete application for prequalification has been received by the Public Works Department – Engineering Division prior to the opening of Bids. Bidder shall submit Bids in the same company name used in the prequalification application; however, if Bidder's legal name has changed since the submittal of its application for prequalification, it shall submit its Bid under its current legal name with the former name referenced by "formerly known as".

The Agency will regularly evaluate the performance of Contractors on its projects for purposes of responding to reference checks, future prequalification, and determinations of responsibility.

00120.01 General Bidding Requirements - Replace this subsection, except for the subsection number and title, with the following:

Bidders may submit Bids by paper only. No electronic (e-mail or facsimile) Bids will be accepted.

00120.05 Request for Plans, Special Provisions, and Bid Booklets - Replace this entire subsection, except the name and title, with the following:

(a) **Informational Plans and Special Provisions** - Informational Project Plans and Special Provisions are available, free of charge, on the Agency's website.

(b) **Bidding Plans, Special Provisions, and Bid Booklets** - Bidders must submit paper Bids.

(1) **Paper Bids** - Bidders submitting bids shall access and print Plans, Special Provisions, and Bid Booklets from the Agency's website, or obtain the complete bidding package at 190 Garfield Street, Woodburn, Oregon 97071 for a fee of \$50.00.

Delete the paragraph that begins with the following;

(2) **Electronic Bids** - Bidders ...”

00120.30 Changes to Plans, Specifications, or Quantities before Opening of Bids - Replace this subsection, except for the subsection number and title, with the following:

The Agency reserves the right to issue Addenda making changes or corrections to the Plans, Specifications, or quantities. The Agency will provide Addenda only by publishing them on the City of Woodburn – Public Works Department website.

Addenda may be downloaded from the Agency's website. Bidders shall be responsible for checking the Agency website for Addenda. Bidders should check the website weekly until the week of Bid Closing and daily the week of Bid Closing.

Bidders, not the Agency, shall be responsible for failure of Bidders to check and download Addenda. Bids shall incorporate all Addenda. Bids may be rejected if opened and found by the Agency to not be based on all Addenda published on the Agency's website before Bid Closing.

00120.40(a)(1) Paper Bids - Replace this subsection, except for the subsection number and title, with the following:

Bidders shall not alter, in any manner, the (paper) documents within the Bid Section that are accessed and printed from the Agency's website. Bidders shall complete the certifications and statements included in the Bid Section of the Bid Booklet according to the instructions. Signature of the Bidder's authorized representative thereon constitutes the Bidder's confirmation of an agreement to all certifications and statements contained in the Bid Booklet. Entries on paper documents in the Bid Section shall be in ink or typed. Signatures and initials shall be in ink.

The Bidder shall properly complete and return all page(s), attachment(s) which requires a response (see Bid Submittal Checklist).

00120.40(a-2) Electronic Bids – Delete this subsection in its entirety.

00120.40(c-2) Electronic Bid Schedule Entries – Delete this subsection in its entirety.

00120.40(e-2) Bid Guaranty with Electronic Bids - Delete this subsection in its entirety.

00120.40(f) Disclosure of First-Tier Subcontractors - Replace this subsection, except for the subsection number and title, with the following:

Without regard to the amount of a Bidder's Bid, if the Agency's cost range for a public improvement Project in the "Notice to Contractors", or in other advertisement or solicitation documents, exceeds \$100,000, the Bidder shall, within 2 working hours of the time Bids are due to be submitted, submit to the Agency, on a form provided by the Agency, a disclosure identifying any first-tier Subcontractors that will furnish labor or labor and Materials, and whose contract value is equal to or greater than:

- 5% of the total Project Bid, but at least \$15,000; or
- \$350,000, regardless of the percentage of the total Project Bid.

For each Subcontractor listed, Bidders shall state:

- The name of the Subcontractor;
- The dollar amount of the subcontract; and
- The category of Work that the Subcontractor would be performing.

If no subcontracts subject to the above disclosure requirements are anticipated, a Bidder shall so indicate by entering "NONE" or by filling in the appropriate check box. For each Subcontractor listed, Bidders shall provide all requested information. An incomplete form will be cause for rejection of the Bid. The Subcontractor Disclosure Form shall be submitted by filling out the Subcontractor Disclosure Form contained within the bid booklet.

The Agency is not responsible for partial, failed, illegible or partially legible facsimile transmissions or submittals, and such forms may be rejected as incomplete.

In the event that multiple Subcontractor Disclosure Forms are submitted, the last version received prior to the deadline will be considered to be the intended version.

Bids not in compliance with the requirements of this Subsection will be considered non-responsive.

00120.45 Submittal of Bids – Replace this subsection, except for the subsection number and title, with the following:

00120.45(a) Paper Bids – Bids may be submitted by mail, parcel delivery service, or hand delivery to the office and address and at the time given in the Bid Booklet. Submit Bids in a sealed envelope and marked on the outside of the envelope as required by the Invitation to Bid. Closing time for acceptance of Bids is 2:00:00 p.m. local time on the day of Bid Opening. Bids submitted after the time set for receiving Bids will not be opened or considered. The Agency

assumes no responsibility for the receipt and return of late Bids.

00120.45(b) Electronic Bids - Delete this subsection in its entirety.

00120.60 Revisions or Withdrawals of Bids - Replace this entire subsection, except for name and title, with the following subsection:

(a) **Paper Bids** - Information entered into the paper Bid Booklet by the Bidder may be changed after the paper Bid has been delivered to the Agency, provided that:

- Changes are prepared according to the instructions identified in the Bid Booklet; and
- Changes are received at the same office, address-, and times identified in the paper Bid Booklet for submitting Bids; and
- The changes are submitted in writing or by electronic facsimile (FAX) transmission to the FAX number given in the paper Bid booklet, signed by an individual authorized to sign the Bid.

A Bidder may withdraw its paper Bid after it has been delivered to the Agency, provided that:

- The written withdrawal request is submitted on the Bidder's letterhead, either by hand delivery or by FAX to the FAX number given in the paper Bid Booklet; and
- The request is signed by an individual who is authorized to sign the Bid, and proof of authorization to sign the Bid accompanies the withdrawal request; and
- The request is received at the same office, address, and times identified in the paper Bid Booklet for submitting Bids.

SECTION 00130 – AWARD AND EXECUTION OF CONTRACT

Comply with Section 00130 of the Standard Specifications modified as follows:

00130.1 Award of Contract – Delete the paragraph that begins with the following, “The Agency will provide Notice of Intent...” and replace it with the following:

The Agency will provide Notice of Intent to Award on the Agency’s website.

SECTION 00180 - PROSECUTION AND PROGRESS

Comply with Section 00180 of the Standard Specifications modified as follows:

00180.40(a) In General – Add the following bullets to this subsection:

- Street closures are not allowed in this project.
- Provide and maintain access to all homes, Schools, and Businesses at all times.
- All work shall be accomplished between 7:00 AM and 7:00 PM every day from Monday through Friday, excluding Legal Holidays.
- On-Site work shall not begin before Notice to Proceed is issued, unless approved by the Engineer.

00180.41 Project Work Schedules - After the paragraph that begins "One of the following Type..." add the following paragraph:

In addition to the "look ahead" Project Work schedule, a Type "A" schedule, as detailed in the Standard Specifications, is required on this Contract.

00180.42 Preconstruction Conference - Add the following paragraph to the end of this subsection:

The Contractor shall conduct a group Utilities scheduling meeting with representatives from the Utility companies involved with this Project and the Engineer before the preconstruction conference. The Contractor shall incorporate the Utilities time needs into the Contractor's schedule submitted at the preconstruction conference.

The Contractor shall submit a written Utility Coordination Report to the Engineer not later than seven Calendar Days after the Utility scheduling meeting. The Utility Coordination Report shall:

- Identify each specific Utility;
- Identify Utility contact names and numbers;
- Identify dates for Utility scheduling for the entire Project;
- Contain documents showing that the Contractor has accomplished Utility locates; and
- Contain documents showing that Utility locates, along with applicable construction activities, have been reviewed and discussed on-site with Utility representatives.

SECTION 00220 - ACCOMMODATIONS FOR PUBLIC TRAFFIC

Comply with Section 00220 of the Standard Specifications and the Special Provisions modified as follows:

00220.40(e)(1) Closed Lanes - Replace this subsection, except for the subsection number and title, with the following:

Single Lane Closures – One Traffic Lane on Settlemier may be closed when allowed, shown, or directed during the following times:

- Daily, Monday through Thursday, between 9:00 a.m. and 4:00 p.m.
- Friday between 9:00 a.m. and 3:00 p.m.

One Traffic Lane may be closed on all other adjacent Roadways within the Project Site not listed above, when allowed, shown, or directed during the following periods of time except as specified in 00220.40(e)(2):

- Daily, Monday through Thursday, between 9:00 a.m. and 4:00 p.m.
- Friday, between 9:00 a.m. and 3:00 p.m.
- Nightly, Sunday night through Friday morning, between 6:00 p.m. and 7:00 a.m.

00220.40(e)(2)(a) Holidays - Add the following to the list of legal holidays:

- Martin Luther King Day on the third Monday in January
- President's Day on the third Monday in February
- Veteran's Day on November 11
- Day after Thanksgiving on the fourth Friday in November

I have received, read and incorporated changes, per this addendum, in my proposed bid:

Signature

Date