

ADDENDUM NO. 1

VILLAGE OF NEW WESTON Street Resurfacing – Phase I August 27, 2015

To: Planholders

From: Mote & Associates, Inc.
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Re: Village of New Weston
Street Resurfacing – Phase I

This addendum forms a part of the Contract Documents and modifies the original Contract Documents dated August, 2015. Acknowledge receipt of this Addendum in the space provided on the Bid Proposal form. Failure to do so may subject the Bidder to disqualification.

CHANGES/CLARIFICATIONS TO THE BIDDING REQUIREMENTS:

1. Section 00 21 13, INSTRUCTIONS TO BIDDERS

ARTICLE 14 – PREPARATION OF BID, Section 14.01 shall be changed to read as follows:

“Proposals shall be made on the forms hereinafter provided. Sealed Proposals shall be endorsed **Village of New Weston – Street Resurfacing Phase I** and addressed to Darke County Board of Commissioners, 520 South Broadway, Greenville, Ohio, 45331. Proposals shall include Bid Form, Affidavit for Corporation, Bid Guaranty and Contract Bond, Bidder’s Qualifications, Proposed Subcontractors Form, Non-Collusion Affidavit, HUD requirements for EEO, Prevailing Wage, Section 3 and Segregated Facilities, and the Certification of Compliance with Section 3517.13 of the ORC. **Said forms are located in the back of the Contract Documents labeled as “Proposal Forms.” Please include one original and one copy of all of these forms, filled out completely, as your proposal. Do not include the spiral bound documents as part of your proposal.**”

The documents required to be submitted with the Bid are all included in the “Proposal Forms” packet and include the documents listed in this revised Section.

2. Section 00 41 43, REVISED BID FORM

A ‘Revised Bid Form’ has been attached to this Addendum No. 1 and replaces the original Bid Form included in the Contract Documents Manual and the Bid Proposal Forms packet. **Submittal of the ‘Revised Bid Form’ is required for a “responsive bid”**. This “Revised Bid Form” addresses the following issues:

- Revisions to the quantities for ODOT Item 407, Tack Coat on the Base Bid and Alternate Bids #3 and #4. This change reflects an application rate of 0.1 gallons per square yard to be placed between the Single Chip Seal and Asphalt Concrete Surface Courses. The quantity has been changed from 562 Gallons to 749 Gallons for the Base Bid; from 46 Gallons to 61 Gallons for Alternate Bid #3; and from 24 Gallons to 32 Gallons for Alternate Bid #4.
- The ODOT Item Number for Alternate #2 has been changed from Item 206 Chemically Stabilized Subgrade to Item 253 Pavement Repair. The quantity remains unchanged.

CHANGES/CLARIFICATIONS TO CONSTRUCTION PLANS

3. Sheet #1 of 3, Plan View

- A. The Tack Coat quantities shown on this sheet shall be adjusted to the following for a total base bid quantity being adjusted to 749 Gallons:

Street Name	Tack Coat (Gallons)
Elm	57.78
Pearl (E)	60.44
Pearl (W)	158.22
Laurel	111.11
Walnut	213.33
Locust	55.64
Webster (Pearl to Main)	61.41
Pine	30.22

4. Sheet #2 of 3, Plan View – Alternate #1 - #4

- A. The Tack Coat quantities shown on this sheet shall be adjusted to the following for a change to the Alternate #3 and #4 bid quantities as shown below:

Street Name	Tack Coat (Gallons)
Alternate #3 – Webster Street	61
Alternate #4 – Pine Street	32

5. Sheet #3 of 3, Details/General Notes

- A. The Pavement Repair Detail shown for Alternate #2 shall follow the standard specification for ODOT Item 253, Pavement Repair, As Per Plan and also the requirements as shown in the Construction Plans. The “Revised Bid Form” attached reflects the change in the Item No. for Alternate Bid #2. **The “Revised Bid Form” is required for bids to be “responsive”.**
- B. The Overlay Detail shall be changed to reflect Item 407 – Tack Coat at an application rate of 0.1 gallons per square yard instead of 0.2 gallons as shown on the plans. Tack Coat quantities have been adjusted on the “Revised Bid Form” attached to this Addendum. **The “Revised Bid Form” is required for bids to be “responsive”.**

End of Addendum

Attachments: Section 00 41 43, Revised Bid Form

REVISED BID FORM

00 41 43

ARTICLE 1 - BID RECIPIENT

- 1.01 This Bid is submitted to: **[Darke County Commissioners, 520 South Broadway, Greenville, OH 45331]**
- 1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with Owner in the form included in the Bidding Documents to perform all Work as specified or indicated in the Bidding Documents for the prices and within the times indicated in this Bid and in accordance with the other terms and conditions of the Bidding Documents.

ARTICLE 2 - BIDDER'S ACKNOWLEDGEMENTS

- 2.01 Bidder accepts all of the terms and conditions of the Instructions to Bidders, including without limitation those dealing with the disposition of Bid security. This Bid will remain subject to acceptance for 60 days after the Bid opening, or for such longer period of time that Bidder may agree to in writing upon request of Owner.

ARTICLE 3 - BIDDER'S REPRESENTATIONS

- 3.01 In submitting this Bid, Bidder represents that:
 - A. Bidder has examined and carefully studied the Bidding Documents, and any data and reference items identified in the Bidding Documents, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
_____	_____
_____	_____
_____	_____

- B. Bidder has visited the Site, conducted a thorough, alert visual examination of the Site and adjacent areas, and become familiar with and satisfied itself as to the general, local, and Site conditions that may affect cost, progress, and performance of the Work.
- C. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
- D. Bidder has carefully studied all: (1) reports of explorations and tests of subsurface conditions at or adjacent to the Site and all drawings of physical conditions relating to existing surface or subsurface structures at the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings, and (2) reports and drawings relating to Hazardous Environmental Conditions, if any, at or adjacent to the Site that have been identified in the Supplementary Conditions, especially with respect to Technical Data in such reports and drawings.
- E. Bidder has considered the information known to Bidder itself; information commonly known to contractors doing business in the locality of the Site; information and observations obtained from visits to the Site; the Bidding Documents; and any Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and documents on (1) the cost, progress, and performance of the Work; (2) the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder; and (3) Bidder's safety precautions and programs.

- F. Bidder agrees, based on the information and observations referred to in the preceding paragraph, that no further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price bid and within the times required, and in accordance with the other terms and conditions of the Bidding Documents.
- G. Bidder is aware of the general nature of work to be performed by Owner and others at the Site that relates to the Work as indicated in the Bidding Documents.
- H. Bidder has given Engineer written notice of all conflicts, errors, ambiguities, or discrepancies that Bidder has discovered in the Bidding Documents, and confirms that the written resolution thereof by Engineer is acceptable to Bidder.
- I. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- J. The submission of this Bid constitutes an incontrovertible representation by Bidder that Bidder has complied with every requirement of this Article, and that without exception the Bid and all prices in the Bid are premised upon performing and furnishing the Work required by the Bidding Documents.
- K. Bidder agrees that the contracting authority reserves the right to reject any or all bids, to waive any informalities or irregularities in the bids received, and to accept that bid which is considered lowest and to the best interest of the Owner.

ARTICLE 4 - BIDDER'S CERTIFICATION

4.01 Bidder certifies that:

- A. This Bid is genuine and not made in the interest of or on behalf of any undisclosed individual or entity and is not submitted in conformity with any collusive agreement or rules of any group, association, organization, or corporation;
- B. Bidder has not directly or indirectly induced or solicited any other Bidder to submit a false or sham Bid;
- C. No person interested in this Proposal is directly or indirectly interested in or connected with any other bid or proposal for the said work and no member of the Darke County Board of Commissioners and Village of New Weston is directly or indirectly interested therein, or in any portion thereof, and he will, if required by the Darke County Board of Commissioners and the Village of New Weston, execute and submit from himself as Principal Contractor and from any Subcontractor, the non-collusion affidavits as provided herein.
- D. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- E. Bidder has not engaged in corrupt, fraudulent, collusive, or coercive practices in competing for the Contract. For the purposes of this Paragraph 4.01.D:
 - 1. "corrupt practice" means the offering, giving, receiving, or soliciting of anything of value likely to influence the action of a public official in the bidding process;
 - 2. "fraudulent practice" means an intentional misrepresentation of facts made (a) to influence the bidding process to the detriment of Owner, (b) to establish bid prices at artificial non-competitive levels, or (c) to deprive Owner of the benefits of free and open competition;
 - 3. "collusive practice" means a scheme or arrangement between two or more Bidders, with or without the knowledge of Owner, a purpose of which is to establish bid prices at artificial, non-competitive levels; and

4. "coercive practice" means harming or threatening to harm, directly or indirectly, persons or their property to influence their participation in the bidding process or affect the execution of the Contract.

ARTICLE 5 - BASIS OF BID

- 5.01 Bidder agrees that any item not specifically shown or called out on the plans or within the specifications, but is required to complete the work in place and fully operational, shall be included in the bid item that is most closely associated with that portion of the work.
- 5.02 Bidder will complete the Work in accordance with the Contract Documents for the following price(s) and will contract to do all the work and furnish all the materials called for by said plans and specifications, and in consideration thereof, to accept from the Owner as full payment for the completion of each specified item and any required maintenance thereof as hereinafter provided, for the following prices;

STREET RESURFACING PHASE I - BASE BID SCHEDULE

Item No.	Description	Unit	Est. Qty.	Material Price	Labor Price	Bid Unit Price	Bid Price
304	Aggregate Base (Berming)	C.Y.	14				
407	Tack Coat	Gal.	749				
422	Single Chip Seal Surface Course, As Per Plan	S.Y.	7,482				
448	1 1/2" Asphalt Concrete Surface Type 1, PG 64-22	C.Y.	341				
Spec.	Manhole Adjusted to Grade	Each	1				
Spec.	Bond Expense	Lump	1				
Total of All Base Bid Items						\$	

Total of Lump Sum and Unit Price Bids = Total Base Bid:

(in words)

STREET RESURFACING PHASE I – ALTERNATE BID #1 (RECLAMITE)

Item No.	Description	Unit	Est. Qty.	Material Price	Labor Price	Bid Unit Price	Bid Price
32 12 34	Asphalt Rejuvenating Agent (Reclamite) – Base Bid	S.Y.	7,482				
Total of All Alternate Bid #1 Items						\$	

Total of Lump Sum and Unit Price Bids = Total Alternate Bid #1:

(in words)

STREET RESURFACING PHASE I - ALTERNATE BID #2 (BASE REPAIR)

Item No.	Description	Unit	Est. Qty.	Material Price	Labor Price	Bid Unit Price	Bid Price
253	Base Repair, As Per Plan (Various locations in Base Bid area)	S.Y.	600				
Total of All Alternate Bid #2 Items						\$	

Total of Lump Sum and Unit Price Bids = Total Alternate Bid #2:

(in words)

STREET RESURFACING PHASE I – ALTERNATE BID #3 (WEBSTER STREET)

Item No.	Description	Unit	Est. Qty.	Material Price	Labor Price	Bid Unit Price	Bid Price
407	Tack Coat	Gal.	61				
422	Single Chip Seal Surface Course, As Per Plan	S.Y.	605				
448	Asphalt Concrete Surface Course, Type 1, (PG 64-22)	C.Y.	26				
32 12 34	Asphalt Rejuvenating Agent (Reclamite)	S.Y.	605				
Total of All Alternate Bid #3 Items						\$	

Total of Lump Sum and Unit Price Bids = Total Alternate Bid #3:

(in words)

STREET RESURFACING PHASE I – ALTERNATE BID #4 (PINE STREET)

Item No.	Description	Unit	Est. Qty.	Material Price	Labor Price	Bid Unit Price	Bid Price
407	Tack Coat	Gal.	32				
422	Single Chip Seal Surface Course, As Per Plan	S.Y.	320				
448	Asphalt Concrete Surface Course, Type 1, (PG 64-22)	C.Y.	14				
32 12 34	Asphalt Rejuvenating Agent (Reclamite)	S.Y.	320				
Total of All Alternate Bid #4 Items						\$	

Total of Lump Sum and Unit Price Bids = Total Alternate Bid #4:

(in words)

Bidder acknowledges that:

- (1) Each Bid Unit Price includes an amount considered by Bidder to be adequate to cover Contractor's overhead and profit for each separately identified item;
- (2) Estimated quantities are not guaranteed, and are solely for the purpose of comparison of Bids, and final payment for all unit price Bid items will be based on actual quantities, determined as provided in the Contract Documents; and
- (3) The Owner reserves the right to add or delete such quantities within the scope of the project as deemed necessary without in any way invalidating the Unit Prices bid.
- (4) If this Proposal shall be accepted, Bidder will be prepared to discuss with the Darke County Board of Commissioners and the Village of New Weston in detail any matters relating to special features and the methods proposed to be followed for the general conduct of the work, that within ten (10) days after "Notice of Award" the Contract Form with the Darke County Board of Commissioners and Village of New Weston for performance of the work will be completed and Bidder will furnish a Contract Bond in an amount not less than one hundred percent (100%) of the total bid amount, and with sureties subject to the approval of the Darke County Board of Commissioners and Village of New West as a guarantee of the faithful performance of this Contract; and that Bidder will also submit the required insurance policies.

ARTICLE 6 - TIME OF COMPLETION

- 6.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 15.06 of the General Conditions on or before July 15, 2016.
- 6.02 Bidder accepts the provisions of the Agreement as to liquidated damages in the amount of \$500.00 for every consecutive day after the stated date in the Notice to Proceed and along with any time extension given per a Change Order and it may be retained from the monies which may be due.

ARTICLE 7 - ATTACHMENTS TO THIS BID

- 7.01 The following documents are submitted with and made a condition of this Bid:
 - A. Required bid security consisting of a _____ (Bond or Check) in the sum of \$_____ of the total bid amount accompanies this Proposal and the undersigned agrees that should he, after notice of "Award of Contract" fail to execute the Contract and Contract Bond as aforesaid, that his Certified Check or Bid Bond accompanying this Proposal shall be forfeited to the Darke County Board of Commissioners and the Village of New Weston as liquidated damage caused by such failure.
 - B. Affidavit for Corporation;
 - C. Required Bidder Qualification Statement with supporting data;
 - D. List of Proposed Subcontractors;
 - E. Non-Collusion Affidavit; and
 - F. Valid Certificate of Compliance for Equal Employment Opportunity or OPWC EEO Certification

ARTICLE 8 - DEFINED TERMS

- 8.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions, and the Supplementary Conditions.

ARTICLE 9 - BID SUBMITTAL

BIDDER: *[Indicate correct name of bidding entity]*

By: _____

[Signature] _____

[Printed name] _____

(If Bidder is a corporation, limited liability company, partnership or joint venture, attach evidence of authority to sign.)

Address for giving notices:

Telephone Number: _____

Fax Number: _____

Contact Name and e-mail address: _____

Bidder's Federal ID No.: _____