

ADDENDUM NO. 1

VILLAGE OF GRATIS, PREBLE COUNTY, OHIO
Bicentennial Park
June 14, 2022

To: Planholders

From: Mote & Associates, Inc.
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Greenville, Ohio 45331

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Re: Village of Gratis
Bicentennial Park

This Addendum forms a part of the Contract Documents and modifies the original Contract Documents dated May 2022. 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 DOCUMENTS:

1. Section 00 11 13, ADVERTISEMENT FOR BIDS

Sealed Bids will be received by the Village of Gratis (Owner) at the office Village Administration Building, 404 Harrison St., Gratis, OH 45330 between the hours of **10:00 a.m. and 3:00 p.m. through Friday, July 1, 2022**, for furnishing all labor, materials, and equipment necessary to complete the project known as **Bicentennial Park** located at 13 N. Ada Doty St., Gratis, Ohio. The Bids received will be publicly open and read aloud on **Friday, July 1, 2022 at 3:00 p.m.** The work for which proposals are invited consists of the construction of a new park.

The Owner intends and requires that the project be completed no later than **June 1, 2023**. No bidder may withdraw his bid within sixty (60) days after the actual date of the opening.

2. Section 00 21 13, INSTRUCTIONS TO BIDDERS

10.01 The Bidder must agree to commence work on or before a date to be specified in a written "Notice to Proceed" from the Village of Gratis and to substantially complete no later than **June 1, 2023**.

3. Section 00 41 43, BID FORM

1. The Bid Form has been revised to reflect the following Line Item change:

- a. Item No. "Special" Basketball Court: The statement "to be completed first*" has been removed. The corresponding note * **NOTE: Basketball Court shall be completed prior to commencing any other work.**" has been removed.

The "Revised Bid Form" is attached hereto and shall be utilized with the proposal forms submitted for a responsive bid to reflect the line item change.

2. 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 **June 1, 2023**.

4. Section 00 52 43, AGREEMENT FORM

The Work will be substantially complete on or before **June 1, 2023**.

5. Section 01 10 00, SUMMARY

1.03.A.3: All Work to be complete: June 1, 2023.

6. Technical Specifications – Basketball Court

Paragraph No. 1: Remove the statement "**The basketball court shall be completed no later than July 1, 2022.**"

7. Site Plan

Item 9: Provide and install non-fade metal roofing panels on shelter house as specified in architectural drawings, or approved equal. Color to be hunter green, or approved equal.

Item 11: Village will pick up rubber mulch and deliver to site. Contractor shall coordinate delivery with Owner.

End of Addendum

BID FORM
00 41 43

ARTICLE 1 - BID RECIPIENT

- 1.01 This Bid is submitted to: **Village of Gratis, Administration Building, 404 Harrison Street, Gratis, Ohio 45330.**
- 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 therein, and hereby acknowledges receipt of the following Addenda:

<u>Addendum No.</u>	<u>Addendum, Date</u>
_____	_____
_____	_____
_____	_____
 - 2. 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.
 - A. Bidder is familiar with and has satisfied itself as to all Laws and Regulations that may affect cost, progress, and performance of the Work.
 - B. 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 any 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 any Technical Data in such reports and drawings.
 - C. 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.

- D. 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.
- E. 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.
- F. 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.
- G. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance and furnishing of the Work.
- H. 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 as required.
- I. Bidder agrees that the Owner 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 Bidders 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 Village of Gratis is directly or indirectly interested therein, or in any portion thereof, and he will, if required by the Village of Gratis, 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 participation in the bidding process or 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 Lump Sum Bid provided.
- 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 all items and any required maintenance thereof as hereinafter provided, for the following prices that are accepted for one Contract as defined below;

Lump Sum Base Bid

Scope of Work: Bidder shall complete the Work in accordance with the Contract Documents and construction plans and will contract to do all the work and furnish all the tools, labor, and materials called for by said plans and specifications for the construction of the Bicentennial Park and related appurtenances for a lump sum price that will exclude the following:

- 1) Basketball goal and delivery to site by Village of Gratis.
- 2) Charcoal grill and delivery to site by Village of Gratis.
- 3) Playset, swing, border, rubber mulch and delivery to site by Village of Gratis.

The material items listed above will be provided to the project through the Owner and shall not be included in the Lump Sum Base Bid amount. Any coordination, incidentals and/or equipment necessary for the use and/or installation of the provided material(s) will be the responsibility of the Bidder and any associated cost shall be included in the Lump Sum Base Bid.

BID FORM

VILLAGE OF GRATIS - BICENTENNIAL PARK - BASE BID

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Basketball Court	1	L.S.		
Special	Electrical	1	L.S.		
Special	Playground Area	1	L.S.		
Special	Shelter House Structure	1	L.S.		
Total Combined Base Bid:				\$	

Total Combined Base Bid (in words):

VILLAGE OF GRATIS - BICENTENNIAL PARK - ALTERNATE NO. 1

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Chain Link Fence	1	L.S.		
Total Alternate No. 1 Bid:				\$	

Total Alternate No. 1 Bid (in words):

VILLAGE OF GRATIS - BICENTENNIAL PARK - ALTERNATE NO. 2

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Additional cost for black vinyl coated fence in lieu of galvanized fence. (Show additional cost to upgrade fence.)	1	L.S.		
Total Alternate No. 2 Bid:				\$	

Total Alternate No. 2 Bid (in words):

VILLAGE OF GRATIS - BICENTENNIAL PARK - ALTERNATE NO. 3

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Charcoal Grill	1	L.S.		
Total Alternate No. 3 Bid:				\$	

Total Alternate No. 3 Bid (in words):

VILLAGE OF GRATIS - BICENTENNIAL PARK - ALTERNATE NO. 4

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Concrete Walks	700	S.F.		
Total Alternate No. 4 Bid:				\$	

Total Alternate No. 4 Bid (in words):

VILLAGE OF GRATIS - BICENTENNIAL PARK - ALTERNATE NO. 5

Item No.	Description	Qty.	Unit	Unit Price	Total Price
Special	Shelter House Slab	1	L.S.		
Total Alternate No. 5 Bid:				\$	

Total Alternate No. 5 Bid (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 Village of Gratis 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 Village of Gratis for performance of the work will be completed and Bidder will furnish a Contract Bond or a Performance and Payment 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 Village of Gratis 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 **June 1, 2023**.
- 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;
 - B. Affidavit for Corporation;
 - C. Required Bidder Qualification Statement with supporting data;
 - D. List of Proposed Subcontractors;
 - E. Non-Collusion Affidavit; and
 - F. Certifications as listed in Section 3—Procurement Forms & Supplements in the Table of Contents.

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: _____

Bidder's Federal ID

No.: _____

Contact Name and e-mail address: _____