PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY

ADDENDUM NO. 4
BID NO. 19-86
ROCKY REACH INTAKE HEADGATES PROJECT

TO ALL BIDDERS:

The following modifications to the bidding documents for the above named project as originally issued on February 11, 2020, and amended on February 21, 2020, February 26, 2020 and February 28, 2020 are hereby incorporated into said documents and shall be fully considered in preparation of proposals.

This Addendum will edit the Instructions to Bidders ITB-16 Bidder’s Data, and Specific Requirements SR-2 Completion Schedule/Contract Time, SR-3 Liquidated Damages and a new Exhibit A Bid Form.

INSTRUCTIONS TO BIDDERS

ITB-16 BIDDER’S DATA

Delete: The Bidder shall have:

1. A minimum of ten (10) years experience in successful completion of work similar to that which is set forth in these Contract Documents.
2. The steel fabricator manufacturing the gates shall be American Welding Society (AWS) and American Institute of Steel Construction (AISC) certified and shall have successfully completed the fabrication of at least two (2) gate projects similar in scope to that which is set forth in these Contract Documents.
3. For evaluation purposes, Bidder shall provide information explaining how they are qualified to perform the Work including references for at least three (3) projects of similar work in the past 10 years. The following information shall be provided:
   - Name of project;
   - Project owners’ names, addresses and phone numbers;
   - Project contact person and contact information;
   - Dates of project; and
   - Bidder’s scope of responsibility for each project.

The District will conduct reference checks of the Bidder. In the event that information obtained from the reference checks reveals concerns about the Bidder’s past performance or ability to successfully perform the contract, the District reserves the right, at its sole discretion, to determine that Bidder is not responsible.
In conducting reference checks, the District may include itself as a reference if the Bidder has performed past work for the District, even if the Bidder did not identify the District as a reference. Likewise, the District reserves the right to check references for Bidder from others even if they were not identified by the Bidder as references in the Bid.

**Bidders shall provide, with its Bid, documentation that shows they meet these minimum requirements.**

Additional experience requirements may be included in the Specifications or elsewhere in these Contract Documents for specific portions of the Work. Contractor shall ensure compliance with all such requirements.

Replace with:

Both the Fabrication Contractor and the Site Erection Contractor shall have:

1. A minimum of ten (10) years experience in successful completion of work similar to that which is set forth in these Contract Documents.
2. The steel fabricator manufacturing the gates shall be American Welding Society (AWS) and American Institute of Steel Construction (AISC) certified and shall have successfully completed the fabrication of at least two (2) gate projects similar in scope to that which is set forth in these Contract Documents.
3. For evaluation purposes, both Fabrication Contractor and Site Erection Contractor shall provide information explaining how they are qualified to perform the Work including references for at least three (3) projects of similar work in the past 10 years. The following information shall be provided:
   - Name of project;
   - Project owners’ names, addresses and phone numbers;
   - Project contact person and contact information;
   - Dates of project; and
   - Bidder’s scope of responsibility for each project.

The District will conduct reference checks of the Bidder. In the event that information obtained from the reference checks reveals concerns about the Bidder’s past performance or ability to successfully perform the contract, the District reserves the right, at its sole discretion, to determine that Bidder is not responsible.

In conducting reference checks, the District may include itself as a reference if the Bidder has performed past work for the District, even if the Bidder did not identify the District as a reference. Likewise, the District reserves the right to check references for Bidder from others even if they were not identified by the Bidder as references in the Bid.
Bidders shall provide, with its Bid, documentation that shows they meet these minimum requirements.

Additional experience requirements may be included in the Specifications or elsewhere in these Contract Documents for specific portions of the Work. Contractor shall ensure compliance with all such requirements.

**SR-2 COMPLETION SCHEDULE/CONTRACT TIME**

Delete:

**Timeline 1:**

Work is required to be Substantially Completed by July 31, 2020. Final Completion is required by August 31, 2020.

Milestone No. 1  
All Intake Headgate Components Delivered  
June 15, 2020

Milestone No. 2  
All Intake Headgates Tested & Ready for District Use (Substantial Completion)  
July 31, 2020

Milestone No. 3  
Complete demobilization and Contract Administrative requirements submitted and Approved by the District  
August 31, 2020

**Timeline 2:**

Work is required to be Substantially Completed by October 1, 2020. Final Completion is required by November 1, 2020.

Milestone No. 1  
All Intake Headgate Components Delivered  
Sept. 14, 2020

Milestone No. 2  
All Intake Headgates Tested & Ready for District Use (Substantial Completion)  
Oct. 31, 2020

Milestone No. 3  
Complete demobilization and Contract Administrative requirements submitted and Approved by the District  
December 1, 2020

Replace with:

Work is required to be Substantially Completed by December 11, 2020. Final Completion is required by December 31, 2020.

Milestone No. 1  
All Intake Headgates Tested & Ready for District Use (Substantial Completion)  
December 11, 2020
Milestone No. 2 Complete demobilization and Contract Administrative requirements submitted and Approved by the District December 31, 2020

SR-3 LIQUIDATED DAMAGES

Delete:

For each and every day Substantial Completion is not achieved in accordance with SR-2 Timeline 1 or Timeline 2, the Contractor shall pay the District, not as a penalty but as Liquidated Damages, the amount of $5,000 per day or part of a day including weekends and holidays for not meeting Milestone No. 2 on Timeline No. 1 or Timeline No. 2.

Replace with:

For each and every day Substantial Completion is not achieved in accordance with SR-2, the Contractor shall pay the District, not as a penalty but as Liquidated Damages, the amount of $5,000 per day or part of a day including weekends and holidays for not meeting Milestone No. 2.

EXHIBIT A BID FORM

Delete:

Entire Exhibit A Bid Form

Replace with:

New Exhibit A Bid Form – see Attachment A

END OF ADDENDUM NO. 4
ATTACHMENT A

EXHIBIT A  BID FORM

To:   PUBLIC UTILITY DISTRICT NO. 1 OF CHELAN COUNTY
      327 NORTH WENATCHEE AVENUE
      WENATCHEE, WASHINGTON  98801

Having carefully examined the Contract Documents, including Specifications and
Contract Drawings entitled Bid # 19-86, Rocky Reach Intake Headgates, as well as the
premises and conditions affecting the Work, the undersigned hereby proposes to furnish
all labor and material and to perform all Work on the Project as required by and in strict
accordance with the Contract Documents for the price(s) indicated below.

<table>
<thead>
<tr>
<th>Item</th>
<th>Description</th>
<th>Unit</th>
<th>Quantity</th>
<th>Unit Price</th>
<th>Total Price</th>
</tr>
</thead>
<tbody>
<tr>
<td>1.</td>
<td>Project Management &amp; Submittals</td>
<td>LS</td>
<td></td>
<td></td>
<td></td>
</tr>
<tr>
<td>2.</td>
<td>Supply of Materials &amp; Fabrication of Intake Gates</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>3.</td>
<td>Blasting &amp; Coating of Intake Gates</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>4.</td>
<td>Fabrication &amp; Installation of Wheel Assemblies/Bushings</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>5.</td>
<td>Shipping Costs</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>6.</td>
<td>Assembly of Intake Gates at Rocky Reach Dam</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>7.</td>
<td>Functional Gate Testing</td>
<td>EA</td>
<td>3</td>
<td>$_________</td>
<td>$_________</td>
</tr>
<tr>
<td>8.</td>
<td>Performance &amp; Payment Bond</td>
<td>LS</td>
<td></td>
<td></td>
<td></td>
</tr>
</tbody>
</table>

**TOTAL BID PRICE (not to include WSST) $__________**

We, the undersigned, agree that the price(s) as quoted in the Bid Price Schedule(s) are
all-inclusive and include(s) all labor and material (except as stated in the Contract
Documents for items to be furnished by the District), supplies, equipment, special tools,
costs, insurance, required bonds, permits, all taxes (exclusive of Washington State sales
tax), overhead, temporary construction and temporary facilities, cleanup, profit, and all
miscellaneous items for a complete Project as specified.
We agree that we are satisfied as to the nature and location of the Work, the general and local conditions, and all other matters which can in any way affect the Work, the time required to complete the Work, or the cost thereof under these Contract Documents. Additional compensation shall not be requested because of our failure to be fully informed of the conditions under which the Work shall be performed.

We agree to commence submittals immediately upon a Notice of Award from the District and to strictly comply with the Contract Time schedule as specified in Specific Requirements, Completion Schedule, of the Contract Documents.

The Work shall be substantially completed as stated in SR-2 Completion Schedule/Contract Time. We agree that failure to achieve Substantial Completion within the time specified in SR-2 Completion Schedule/Contract Time will result in Liquidated Damages in accordance with SR-3 Liquidated Damages.

We agree to enter into a written Contract with the District in the form included in the Contract Documents and to furnish the Performance and Payment Bond within ten (10) days of our receipt of the written Notice of Award. We also agree to furnish Insurance Certificates as required by the Contract Documents.

Receipt of Addenda Numbers _____, _____, _____, _____, is hereby acknowledged.

Included herein are the originals of the following:

_____ Executed Bid Form (Exhibit A),
_____ Noncollusion Declaration of Prime Bidder,
_____ List of Subcontractors,
_____ Bidder’s Data (if applicable), and
_____ Bid Bond, certified or cashier’s check. If submitting a certified or cashier’s check, identify number ______________ and amount __________________.

The District reserves the right to award the Contract or any part thereof in any combination which is determined to be most favorable to the District based on price, schedule and other considerations.

We agree that this Bid Proposal as submitted will remain in force for 45 days after the official opening of bids.

The undersigned Bidder certifies:

1. that we have not been disqualified from bidding on any public works contract under RCW 39.06.010 or 39.12.065(3), and
2. that we have received training or have been deemed exempt on the requirements related to public works and prevailing wages under RCW 39.04 and 39.12, and
3. that, within the three-year period immediately preceding the bid solicitation date for this Project, the Bidder is not a “willful” violator, as defined in RCW 49.48.082, of any provision of chapters 49.46, 49.48, or 49.52 RCW, as determined by a final and binding citation and notice of assessment issued by the Department of Labor and Industries or through a civil judgement entered by a court of limited or general jurisdiction.

I certify under penalty of perjury under the laws of the State of Washington that the foregoing is true and correct.

<table>
<thead>
<tr>
<th>Bidder (full legal name):</th>
</tr>
</thead>
<tbody>
<tr>
<td>Street Address:</td>
</tr>
<tr>
<td>Mailing Address:</td>
</tr>
<tr>
<td>City, State, and Zip Code:</td>
</tr>
<tr>
<td>Phone:</td>
</tr>
<tr>
<td>Email:</td>
</tr>
</tbody>
</table>

Bidder Responsibility Criteria

<table>
<thead>
<tr>
<th>Contractor’s License No. (Pursuant to RCW 18.27)</th>
</tr>
</thead>
<tbody>
<tr>
<td>Contractor’s State Registration No. (Pursuant to RCW 23.B.15)</td>
</tr>
<tr>
<td>Washington State Dept. of L&amp;I Insurance Account No. (Pursuant to RCW 51)</td>
</tr>
<tr>
<td>Washington State Employment Security Account No. (Pursuant to RCW 50)</td>
</tr>
<tr>
<td>Washington State Unified Business Identifier (UBI) No.</td>
</tr>
<tr>
<td>Washington State Excise Tax Registration No. (Pursuant to RCW 82)</td>
</tr>
</tbody>
</table>

The Bidder must state status of Company as: (Check correct box and fill in as appropriate.)

- Individual, d/b/a _____________________________, or
- General Partnership, names of partners _____________________________, or
- Limited Partnership, names of partners _____________________________, or
- Limited Liability Partnership, names of partners _____________________________, or
- Limited Liability Limited Partnership, names of partners _____________________________, or
- Corporation of the State of _____________________________, or
- Limited Liability Company of the State of _____________________________, or
- Joint Venture.
Signature: ________________________________
Name (Print): ________________________________
Title: ________________________________
Date: ________________________________
Location or Place Executed (City and State): ________________________________