

**ADDENDUM NO. 4**

23 August 2019

To all Bidders on the Project titled: **Ayer DPW Recreation Department Garage**

**Owner:**

Ayer Department of Public Works  
25 Brooks St  
Ayer, MA  
Contact: dVanSchalkwyk@ayer.ma.us  
Project #: 17DPW12

**Designer:**

William Sloan Associates  
551 Main St.  
Winchester, MA  
Contact: jeff@williamsloan.com

Reference Contract Documents (drawings and specifications) dated 7/24/19.

The attention of bidders submitting proposals for the above subject project is called to the following addendum to the specifications and drawings. The items set forth herein, whether of omission, addition, substitution, or clarifications are all to be included in and form a part of the proposal submitted.

THE NUMBER OF THIS ADDENDUM ( **4** ) MUST BE ENTERED IN THE APPROPRIATE SPACE OF THE CONTRACT FORM ENTITLED "NON-PRICE AND PRICE PROPOSAL FORMS."

***ATTENTION TO BIDDERS***

**Item No. 1.: REVISIONS TO ADDENDUM NO. 3**

DELETE Item 1 C – and add the following clarification: DCAMM CERTIFICATION will not be required for subcontractors included within the General Bidder's Scope of work, including 070002–Roofing and Flashing; 230001 – HVAC; and 260001 – Electrical.

**Item No. 2.: REVISIONS TO BID FORM**

SUBSTITUTE the attached revised BID FORM

Note: this revision occurs on page 4 and revises the fifth ADD ALTERNATE total to include both Alternates 1 & 2.

All other portions of the Contract Documents remain **unchanged**.  
Please be reminded to acknowledge this Addendum on the bid forms.

--- End of Addendum No. 4 ---

**FORM FOR GENERAL BID**

**ARTICLE 1 – BID RECIPIENT**

1.01 This Bid is submitted to:

**Department of Public Works, Town of Ayer, 25 Brook Street, Ayer, MA 01432**

1.02 The undersigned Bidder proposes and agrees, if this Bid is accepted, to enter into an Agreement with the Contractor to supply the specified equipment as specified or indicated in the Bidding Documents for the price 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 30 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, other related data identified in the Bidding Documents, and the following Addenda, receipt of which is hereby acknowledged:

Addendum No.	Addendum Date
_____	_____
_____	_____
_____	_____

B. Bidder has visited the Site and become familiar with and is satisfied as to the general, local, and Site conditions that may affect cost and furnishing and installing equipment to be supplied.

C. Bidder is familiar with and is satisfied as to all Laws and Regulations that may affect cost, progress, and performance of the Work.

D. Bidder has considered the information known to Bidder; the Bidding Documents; and the Site-related reports and drawings identified in the Bidding Documents, with respect to the effect of such information, observations, and 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 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 furnishing and delivering the equipment for which this Bid is submitted.

#### **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. Bidder has not solicited or induced any individual or entity to refrain from bidding; and
- D. 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 any thing 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 noncompetitive 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 will complete the Work in accordance with the Contract Documents for the following price(s):

**The Proposed Contract Price being the sum of Items 1 and 2 is:**

\_\_\_\_\_ Dollars  
(Words)

(\$ \_\_\_\_\_) (Figures)

**Item 1. (Work of the General Contractor)**

Work of the General Contractor, including all work other than that covered by Item 2 is:

\_\_\_\_\_ Dollars  
(Words)

(\$ \_\_\_\_\_) (Figures)

**Item 2. (Work of the Sub-Contractors)**

Division or Section	Name of Sub-Bidder	Sub-Bid Amount	Bond Required? Yes or No
220001 - Plumbing		\$	
230001 – HVAC		\$	
260001 - Electrical		\$	

Work of all the Sub-Contractors, including all work other than that covered by Item 1 is:

\_\_\_\_\_ Dollars  
(Words)

(\$ \_\_\_\_\_)(Figures)

**ESTABLISHED UNIT COST ITEMS-EXTRA WORK**

The following established unit items shall be utilized for the project exclusive of the work included in Item 1: Not Applicable

**ADD ALTERNATES**

<i>Base Price for Base Bid</i>	\$
<i>Add Alternate 1 to Base Bid</i>	\$
<i>Bid Price with Add Alternate 1</i>	\$
<i>Add Alternate 2 to Base Bid</i>	\$
<i>Bid Price with Alternates 1 plus Alternate 2</i>	\$

Provide Basis for Bid Price for Additional Garage Bay based on Alternate 1.

Item No.	Est Quantity	Description and Bid Unit Price in Words	Bid Unit Price	Bid Price
Alt 1	LS	Add one Bay (12'-0" x 28'-0" plus one 9'-0" x 8'-0" overhead door) to Garage	\$	\$
		_____	_____	_____
		Per Lump Sum in Words		

Provide Basis for Bid Price for Additional Covered Porch based on Alternate 2.

Item No.	Est Quantity	Description and Bid Unit Price in Words	Bid Unit Price	Bid Price
Alt 2	LS	Add 6'-0" x 6'-0" Covered Porch with two Columns and porch railings	\$	\$
		_____	_____	_____
		Per Lump Sum in Words		

All specified cash allowances are included in the price(s) set forth above, and have been computed in accordance with Paragraph 11.02 of the General Conditions.

**ARTICLE 6 – TIME OF COMPLETION**

- 6.01 Bidder agrees that the Work will be substantially complete within 180 calendar days after the date when the Contract Times commence to run as provided in Article 8 of the General Conditions, and will be completed and ready for final payment in accordance with Article 8 of the General Conditions within 210 calendar days after the date when the Contract Times commence to run.
- 6.02 Bidder agrees to accept provisions in the Agreement as to liquidated damages, if imposed by the Town of Ayer.

**ARTICLE 7 – ATTACHMENTS TO THIS BID**

- 7.01 The following documents are to be submitted with and made a condition of this Bid:
- A. Bid Bond
  - B. DCAM Certificate of Eligibility and Update Statement

**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.

**ARTICLE 9 – BID SUBMITTAL**

9.01 This Bid is submitted by:

If Bidder is:

An Individual

Name (typed or printed): \_\_\_\_\_

By: \_\_\_\_\_  
(Individual's signature)

Doing business as: \_\_\_\_\_

A Partnership

Partnership Name: \_\_\_\_\_

By: \_\_\_\_\_  
(Signature of general partner -- attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

A Corporation

Corporation Name: \_\_\_\_\_ (SEAL)

State of Incorporation: \_\_\_\_\_

Type (General Business, Professional, Service, Limited Liability): \_\_\_\_\_

By: \_\_\_\_\_  
(Signature -- attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Title: \_\_\_\_\_  
(CORPORATE SEAL)

Attest \_\_\_\_\_

Date of Qualification to do business in \_\_\_\_\_ is \_\_\_\_/\_\_\_\_/\_\_\_\_.

A Joint Venture

Name of Joint Venture: \_\_\_\_\_

First Joint Venturer Name: \_\_\_\_\_ (SEAL)

By: \_\_\_\_\_  
(Signature of first joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Title: \_\_\_\_\_

Second Joint Venturer Name: \_\_\_\_\_ (SEAL)

By: \_\_\_\_\_  
(Signature of second joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): \_\_\_\_\_

Title: \_\_\_\_\_

(Each joint venturer must sign. The manner of signing for each individual, partnership, and corporation that is a party to the joint venture should be in the manner indicated above.)

Bidder's Business Address \_\_\_\_\_

\_\_\_\_\_

Phone No. \_\_\_\_\_ Fax No. \_\_\_\_\_

E-mail \_\_\_\_\_

SUBMITTED on \_\_\_\_\_, 20\_\_\_\_.

State Contractor License No. \_\_\_\_\_.