

**SAN ANTONIO WATER SYSTEM
WATER SYSTEM CONSTRUCTION**

**Addendum No. 1
To
Plans and Specifications
For
Annual 2011 Asphalt Overlay Work Order Construction Contract
SAWS Job No. 11-0101
Solicitation No. B-11-006-RA**

To Bidder of Record:

This addendum, applicable to the work designed above, is an amendment to the bidding documents and as such shall be a part of and included in the Contract. The original contract documents and any prior addenda remain in full force except as modified by the following, which shall take precedence over any contrary provisions in prior documents.

APPROVED BIDDERS:

Bids will not be accepted from any company not represented at the mandatory pre-bid meeting held on January 21, 2011, at 10:00 a.m. The following list is a record of the represented firms:

Company	Address	Phone	Fax	Contact
Apac of Texas	4310 Jung Rd San Antonio, TX 78247	654-5576	654-6165	Ken Davis
D & A Technologies	Kirby, TX 78219	210-823-9706	210-661-6421	Eric Irvin
Ramming Paving	105 Nell Deane Schertz, TX 78154	531-0200	945-8971	Kim Garcia
Clark Construction	5140 Gibbs Sprawl San Antonio, TX 78219	210-661-6785	210-661-6421	Annie Williams
Clark Construction	5140 Gibbs Sprawl San Antonio, TX 78219	210-661-6785	210-661-6421	David Clark
San Antonio Constructors	P.O. Box 682008 San Antonio, TX 78268	681-0211	681-8880	Roy Heath Jr
H.L. Zumwalt Construction	12354 FM 1560 N. Helotes, TX 78023	210-695-3541	210-695-5651	Lennie Turpin
H.L. Zumwalt Construction	12354 FM 1560 N. Helotes, TX 78023	210-695-3541	210-695-5651	Fred Yalaju
Paloma Blanca Ent.	4901 McCullaugh San Antonio, TX 78209	738-8805		Dick Stone/Ginny Wood
Ramirez Industrial	8122 Datapoint, Ste. 320 San Antonio, TX 78229	210-614-4193	210-614-4403	Eric Ramirez
Segovia Group Corp.	8122 Datapoint, Ste. 320 San Antonio, TX 78229	210-614-4193	210-614-4403	Adrian Cota- Saenz

CONTRACT DOCUMENTS:

1. Special Conditions. On page SC-10 of the Special Conditions Section SC-2.16 Work Orders, remove and replace requirement number one under roman numeral XVII with the following:

“1. When a work order is issued at a SAWS owned facility, the Contractor is required to follow the Security Procedures as set forth in this contract document on page SP-10.”

2. Special Conditions. On page SC-12 of the Special Conditions, the following **added sections** shall become part of the Special Conditions to amend the General Conditions of the contract document:

SC-2.24 Article IV- Contract Administration

On page GC 10 of the General Conditions, Section 4.6 under Article IV-Contract Administration shall be amended as follows:

CONTRACTORS – The Contractor shall perform the Work with its own organization on at least 40% of the total original contract price.

The term to “perform the Work with its own organization” is defined herein as utilizing only:

- Workers employed and paid directly by the Contractor or a wholly owned subsidiary of the contractor.
- Equipment owned by the contractor or its wholly owned subsidiary.
- Rented or leased equipment operated by the Contractor’s, or its wholly owned subsidiaries, employees.
- For purposes of determining the value of the Work self performed, the amount shall include all materials incorporated into the Work where the majority of the value of the Work involved in incorporating the material is performed by the Contractor’s own Organization, including wholly owned subsidiary; and
- Labor provided by staff leasing firms licensed under Chapter 91 of the Texas Labor code for non supervisory personnel if the contractor or wholly owned subsidiary maintains direct control over the labor.

The remaining sections of Section 4.6 shall remain the same.

SC-2.25 Article V-Contract Responsibilities

On page GC 17 of the General Conditions, Section 5.4 under Article V-Contract Responsibilities shall be amended as follows:

SUPERINTENDANTS - The Contractor shall keep on-site pursuant to this Project

during its progress a competent full time Superintendent who is a direct employee of the prime contractor and any necessary assistants, all satisfactory to the Owner.

The appointment of a designee in lieu of a full time superintendant shall not be allowed as part of this provision, therefore any reference to “designee” shall not be applicable.

The remaining section of Section 5.4 shall remain the same.

PROJECT CLARIFICATION/REITERATION:

1. As specified in the special conditions SC-2.19 on page SC-11, the Bidder shall submit with their bid a submittal package. For the convenience of this addendum, this requirement will be reiterated here as follows:

SC-2.19 Instructions to Bidders: Item 23 on page IB-7 of the Instructions to Bidders shall be removed and replaced with the following:

“To assist the San Antonio Water System in performing the bidder evaluation and subsequent recommendation of award, each and every bidder **must submit the following with their bid**. Failure to provide the required information may result in determining a non-responsive bidder:

- (a) A complete financial statement for your organization that was prepared within the past 12 months, by an independent Certified Public Accountant, and a point of contact for your banking institution.
 - (b) An information packet on company showing experience, organization and equipment. (Field visits may take place by SAWS personal to verify and/or clarify submitted equipment prior to award of Contract.)
 - (c) A statement regarding ability to complete the project within the schedule taking into account existing commitments.
 - (d) Record of performance of three (3) similar projects (scope and size) completed within the last 5 years including name of project, description of project, amount of project, project duration, name, address, and telephone number of contact person for each project.
 - (e) A completed and signed W-9 Request for Taxpayer Identification Number and Certification form.”
2. Prior to awarding the contract, SAWS may request additional information, submittals, clarification or verification of any equipment, tools, references or staffing proposed by the Contractor to be utilized on the contract which shall meet the specifications of the contract in order to determine the responsible bidder.
 3. All work orders and/or projects that will be issued under this contract are unspecified at the time of bidding, all quantities are estimated in the proposal, and it is the intent of the proposal and quantities to establish a unit price for various line items to be paid to the Contractor by

SAWS during the term of this contract. No change in the unit price will be made, regardless of the actual quantity of the item of work performed.

4. To clarify a question in the mandatory pre-bid meeting on cutting and replacing existing ultra thin surfaces with the same or different material is explained as such:

SAWS has negotiated in recent times with a particular right-of-way governing agency, usually on a case by case situation, the use of Type "D" HMAC in place of the existing ultra thin hot mix wearing course. These negotiations in no way can predict any future requirements or liabilities on what may be required when the next cut and replacement is presented.

5. Other questions that were received by 12:00 PM (CST) on January 24, 2011 are as follows:

Question #1

On IB-7, items #23a-23e, it states "the apparent low bidder will submit the following items within one (1) day of the bid opening", is this information made public?

Answer: All information submitted is subject to open records request(s).

Question #2

If the apparent low bidder marked "confidential" on these pages, will they be considered public information or with the "confidential" stamp prevent this information from being released as public information?

Answer: Should an open records request come in, SAWS will ask the contractor affected if any information is confidential/proprietary. We will then get an Attorney General's opinion before any action is taken.

Question #3

Does a bidder have to register/apply with SAWS as a vendor to bid on this project? If so, is there a website or any other information you can give in order to register/apply?

Answer: It is preferred that ALL bidders register at the SAWS website. The website is located at www.saws.org. Click on the Business Center, then select Bidder, Consultant, and Vendor Registration, which is located on the left-hand side of the screen. Select the Register Now button and proceed with registration. For difficulties downloading plans and specifications, contact the Contracting Department at 210-233-3341.

Question #4

Will this contract require the use of the B2GNow subcontractor payment information application?

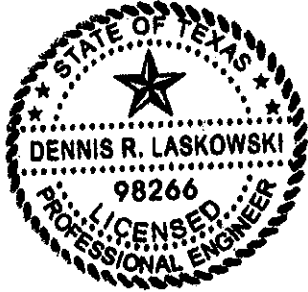
Answer: Yes

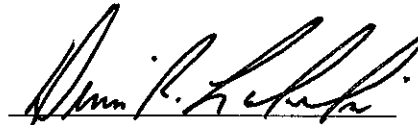
Question #5

For the item 257 Replacing Base and Pavement with Asphalt Treated Base and Pavement, for the 2" and 3" of HMAC what type of ACP is SAWS requiring?

Answer: On Item 257 Replacing Base and Pavement with Asphalt Treated Base and Pavement, the bid items shall be modified according in the contract documents to include 2-inches of HMAC Type "D" Mix and 3-inches of HMAC Type "C" for these associated depths of HMAC specified.

Each bidder is requested to acknowledge receipt of this Addendum No. 1 by his/her signature affixed hereto and to file same with and attached to his/her bid.



 01-25-2011
Dennis R. Laskowski, P.E.
Project Engineer
San Antonio Water System

The Undersigned acknowledges receipt of this Addendum No. 1 and the bid submitted herewith is in accordance with the information and stipulation set forth.

Date

Signature of Bidder

END OF ADDENDUM