

ADDENDUM NO. 1

For

Mill Station Park
Brookfield, Massachusetts

February 29, 2012

PREPARED BY:
Fuss and O'Neill, Inc.
317 Iron Horse Way, Suite 204
Providence, RI 02908

NOTICE TO PROSPECTIVE BIDDERS

ADDENDUM NO. 1

Prospective Bidders and all concerned are hereby notified of the following amendments and clarifications to the Contract Documents of MILL STATION PARK, BROOKFIELD, MASSACHUSETTS. These changes shall be incorporated in and shall become an integral part of the Contract Documents. The number (No. 1) and date (02/29/12) of this addendum must be entered into the space provided on Page 00411-1 of the Bid Form.

Bidders shall return the attached ACKNOWLEDGMENT OF ADDENDUM form as instructed on that form upon receipt of this addendum.

INFORMATION TO BIDDERS

Article 1 – Delete Article 1 and replace with the following:

"1. PROJECT/BID STRUCTURE AND COORDINATION

Work to construct improvements at the Mill Station Park (the "site") is being completed as a project administered by the Town of Brookfield ("Town"). The Project Manual includes the following primary bid items:

- A. Lump Sum Bid 1 – Site Construction: Work under this item consists of completing all work within the limits shown on the drawings with the exception of work required to complete Alternate Unit Bid Items 1 through 3. In general, this work consists of clearing, grading, paving, capping, and installing amenities including, but not limited to, picnic tables (excluding shelters), chain link fence (excluding along the northern limit of work), benches, trees, and shrubs at the site.
- B. Alternate Unit Bid 1 – Northern Chain Link Fence: This work generally includes finishing and installing chain link fence along the northern property line.
- C. Alternate Unit Bid 2 - Contaminated Soil Off-Site Disposal: This work generally includes transporting and disposing of contaminated soil from the site to an approved treatment disposal facility.

Qualified bidders will submit bids on Lump Sum Bid 1, and Alternate Unit Bids 1 through 2 in their entirety."

BID FORM – 00411

Replace the Bid Form included within the Project Manual with the Bid Form included as Exhibit A to this Addendum No. 1. Bid items in Article 5 have been revised.

QUALIFICATIONS OF BIDDER FORM – 00461

Replace the Qualification of Bidder Form included within the Project Manual with the Qualification of Bidder Form included as Exhibit B to this Addendum No. 1. The Previous Experience Similar to this Bid section has been revised.

PAYMENT ITEMS – 01210

Part 1.6 – Delete Part 1.6 and replace with the following

"1.6 DESCRIPTION OF ALTERNATE BID PRICE PAY ITEMS

- A. Alternate Bid Price Item No 1 –Northern Chain Link Fence.

1. If selected by the Owner under its executed contract with the Contractor, work associated with this item will be paid for at the stated price including, but not limited to, work under the following:
 - a. All or portions of Division 1 specifications, as applicable.
 - b. Section 02821 – Chain Link Fence
 - c. Includes, but is not limited to all labor, equipment, tools, and materials necessary to complete the following work:
 - 1) Furnishing and installing chain link fence along the northern limit of work.
 2. Measurement
 - a. As measured by the Engineer, where such chain link fence has been successfully installed at the site and accepted by the Engineer, per each linear foot of chain link fence length.
 3. Payment
 - a. Unit price per linear foot installed as stated on the Bid Form.
- B. Alternate Bid Price Item No 2 – Contaminated Soil Off-Site Disposal.
1. If selected by the Owner under its executed contract with the Contractor, work associated with this item will be paid for at the stated price including, but not limited to, work under the following:
 - a. All or portions of Division 1 specifications, as applicable.
 - b. Section 02111 – Contaminated Material Management
 - c. Section 02300 – Earthwork
 - d. Includes, but is not limited to: Excavation, staging, handling, loading, transporting and disposing of contaminated material from the site to approved treatment/disposal facilities, backfilling of the area, preparation of manifests or bills of lading, fees paid, and incidental materials, tools, equipment, and services. Also includes all testing required for disposal
 2. Measurement
 - a. Actual net weight in tons of material delivered to treatment/disposal facilities, as measured by the permanent scales at the respective facilities. Total weight will be the summation of weight bills issued by such facilities.
 3. Payment
 - a. Unit price per TON as stated on the Bid Form.”

RESPONSE TO QUESTIONS

Below are answers to the questions asked at the pre-bid meeting held on February 21, 2011 and received before February 28, 2012 at 5:00 pm. The questions are italicized and the answers follow.

1. *Will fill need to be imported to the site?*

Materials required to construct the cap will need to be imported to the site. Material will not need to be imported to the site to reach subgrade elevation.

2. *Is a Health and Safety Plan required?*

In accordance with Section 01500 – Mobilization of the Contract Documents, A Health and Safety Plan is required.

3. *Is perimeter monitoring required?*

The Contractor is not required to conduct perimeter monitoring during the work. The Contractor is required to mitigate and manage dust in accordance with Section 02300 – Earthwork. The Town's Engineer is responsible for post construction remediation monitoring.

4. *How much of the existing foundation wall will remain above grade.*

The Contractor is responsible for comparing existing and proposed conditions.

5. *Are there existing stormwater issues at the site resulting in saturated soil?*

The Town has not previously observed stormwater issues resulting in saturated soil.

6. *Page 1 "Invitation to Bid" says bids shall remain open for sixty days after opening, Section 00411 BID FORM Article 2.1 states "Bid will remain subject to acceptance for 90 calendar days after bid opening". Please clarify?*

Bids shall remain open for sixty days.

7. *The Prevailing Wages are not posted in the contract documents; please provide the wage rates for this project.*

Prevailing wages are available online.

8. *What are the MBE/WBE requirements for this project?*

This project does not have a MBE/WBE requirement.

9. *Is the hydrant across Mill Street available as a source of water for the project?*

The hydrant on the opposite side of Mill Street is available as a source of water; however the Contractor must coordinate with the Brookfield Water Department to install a meter on the hydrant. As an alternate, a metered water service is available for use on the western end of the Highway Garage building, located across the Mill Street from the site.

10. *Is the existing pile of wood chips going to be removed by others?*

The Town will remove the existing pile of wood chips from the site before the contractor mobilizes to the site.

11. *Will the existing pavement along the edge of Mill Street need to be removed? Can existing pavement be buried onsite?*

Existing pavement within the limit of disturbance shall be removed for the installation of the cap. The removed pavement may be buried beneath subgrade elevation. All buried pieces of pavement must be smaller than three-inches in all directions.

12. *Is the removal of the concrete pad shown on sheet CS-101 to be disposed of offsite? At the pre-bid meeting, it was mentioned that nothing is to leave the site. Please Clarify.*

The concrete pad shall be demolished and may be buried onsite beneath the cap material. All buried pieces of the concrete must be smaller than three-inches in all directions.

13. *What shall the contractor install within Mill Street once the granite curb is installed?*

The Contractor shall repair the pavement within Mill Street in accordance with the Bituminous Concrete Pavement Cap detail.

14. *Is the radius curb at the parking lot entrance and in the lot to be new VA3 or will the Town supply curb for the proposed radius?*

The curb at the parking lot entrance shall be sloped granite curb. All curbing depicted on the Contract Documents shall be sloped granite curb with the exception of the southern edge of the parking lot which shall be vertical edge granite curb. The Town will provide all curb stone material in accordance with Part 2.1.B.1.a of Section 02771 of the Contract Documents.

15. *Is a catch basin curb inlet stone required for the catch basin in Mill Street?*

A curb inlet stone is not proposed.

16. *Are the proposed "6' Transition Curb" stones supplied by the Town?*

The Contractor shall construct the transition curb by setting the sloped granite curb on an angle to create the transition. The curb stone material will be provided by the Town in accordance with Part 2.1.B.1.a of Section 02771 of the Contract Documents.

17. *Can you please clarify that all of the granite curb, both vertical and slope faced, are to be supplied by the owner?*

All granite curb stone material, including sloped and vertical, will be provided by the Town.

18. *Please clarify what the sloped granite curb is. Is it slope faced granite curb?*

The sloped granite curb is not sloped faced granite curb. A detail depicting the sloped granite curb is provided as Exhibit C of this Addendum No. 1 and shall replace the Sloped Faced Granite Curb detail provided in the Contract Documents.

19. *Is Geotextile fabric required beneath the Bituminous Concrete paved areas?*

In accordance with the Bituminous Concrete Pavement Cap and Bituminous Concrete Walkway Cap details, geotextile fabric is not required beneath the bituminous concrete paved areas.

20. *Does the Town have space available outside limit of work for Contractor trailer/staging?*

The Contractor may use the existing paved area immediately to the west of the subject site.

21. *The Picnic Table Shelter Material Specifications and Notes describe a ...SII STRUCTURES 10' x 10' ALL PINE SQUARE STRUCTURE", please clarify.*

The Picnic Table Shelters have been removed from the contract.

22. *There appears to have been two projects advertised in the Central Register. Please clarify if the both advertisements are for this project and what the estimated construction cost was.*

A copy of the Central Register advertisement for this project, which includes the estimated construction cost, is provided as Exhibit D as this Addendum No. 1.

23. *The specifications (02111-1.4.A.1) state that "personnel engaged in site activities" must have OSHA 40-Hour HAZWOPER training. It was discussed at the pre-bid meeting that all subgrade work (i.e. cuts and fills of the regulated material to meet the proposed subgrades) as well as geotextile and earthen cap material installation had to be placed by similarly trained workers. However, "landscapers" and other above-the-cap workers/subcontractors would not require that training. Please confirm.*

All work associated with the construction of the cap must be done by OSHA 40-hour trained staffed. Once cap construction is complete, installation of park amenities (picnic table, trees, benches, etc.) may be conducted by OSHA 10-hour trained staff.

24. *Does the bidder need to carry costs for railroad flag persons or Railroad Protective Liability Insurance, and if so, to what limits?*

Bidders shall not carry costs for railroad flag persons or Railroad Protective Liability Insurance.

25. *The specifications (02111-1.5.A.1) outline Contractor experience requirements for previous work completed on MCP-regulated sites (five relevant projects). Should bidders include these experience requirements with the bid?*

A revised *Qualifications of Bidder Form* is provided as Exhibit B to this Addendum No. 1 requiring bidders to provide experience with MCP-regulated sites.

26. *Please confirm that construction equipment will have to be decontaminated between use with regulated materials (even if just the existing surficial soils are disturbed) and clean off-site borrow materials.*

Construction equipment shall be decontaminated in accordance with Part 1.6 of Section 02111 of the Project Manual.

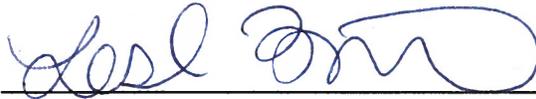
27. *A review of material on the Brookfield Town website indicates that the Town is going to be providing in-kind services totaling \$40,000. Please clarify if the in-kind services include items within the contract documents.*

In-kind services that will be provided by the Town are noted as such on the plans. These in-kind services include providing the granite curb stone material, the brick pavers, the graphics to be used for the double pedestal interpretive sign, and the Mill Station Park Sign (excluding footing excavation and sonotube installation). Bidders shall include the installation of the aforementioned items (excluding the Mill Station Park Sign) and all other work included in the Contract Documents in their bids.

28. *The survey plan depicts an 18-foot change in elevation between two catch basins in Mill Street. Please verify if the survey is correct.*

A catch basin on the southern side of Mill Street is listed with a rim elevation of 542.11 while surrounding grades indicate an elevation ranging from 524 to 525. Bidders shall disregard the rim elevation listed on the survey.

ISSUED BY: _____



Date: 2/29/12

Engineer's Signature

END OF ADDENDUM NO. 1

Exhibit A

Bid Form

SECTION 00411 - BID FORM

CONTRACT IDENTIFICATION:

Mill Station Park
Brookfield, Massachusetts

ARTICLE 1 – BID RECIPIENT

1.1 This Bid is submitted to:

Town of Brookfield
6 Central Street
Brookfield, MA 02506

1.2 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

2.1 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 90 calendar 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

3.1 In submitting this Bid, Bidder represents that:

A. Bidder has examined and carefully studied the Bidding Documents, the 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, progress, and performance of the Work.

- C. Bidder is familiar with and is satisfied as to all federal, State and Local Laws and Regulations that may affect cost, progress and performance of the Work.
- D. Bidder has carefully studied all reports of explorations and tests of subsurface conditions at or contiguous to the Site and all drawings of physical conditions in or relating to existing surface or subsurface structures at or contiguous to the Site (except Underground Facilities).
- E. Bidder has obtained and carefully studied (or accepts the consequences for not doing so) all additional or supplementary examinations, investigations, explorations, tests, studies and data concerning conditions (surface, subsurface and Underground Facilities) at or contiguous to the Site which may affect cost, progress, or performance of the Work or which relate to any aspect of the means, methods, techniques, sequences, and procedures of construction to be employed by Bidder, including applying the specific means, methods, techniques, sequences, and procedures of construction expressly required by the Bidding Documents to be employed by Bidder, and safety precautions and programs incident thereto.
- F. Bidder does not consider that any further examinations, investigations, explorations, tests, studies, or data are necessary for the determination of this Bid for performance of the Work at the price(s) bid and within the times 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 correlated the information known to Bidder, information and observations obtained from visits to the Site, reports and drawings identified in the Bidding Documents, and all additional examinations, investigations, explorations, tests, studies, and data with the Bidding Documents.
- I. 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.
- J. The Bidding Documents are generally sufficient to indicate and convey understanding of all terms and conditions for the performance of the Work for which this Bid is submitted.
- K. Bidder will submit written evidence of its authority to do business in the state where the Project is located not later than the date of its execution of the Agreement.

ARTICLE 4 – FURTHER REPRESENTATIONS

4.1 Bidder further represents 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 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 sought by collusion to obtain for itself any advantage over any other Bidder or over Owner.
- E. Bidder certifies compliance with Massachusetts General Law Chapter 30, § 39S pertaining to OSHA training requirements for its work site employees.

ARTICLE 5 – BASIS OF BID

5.1 Bidder will complete the Work in accordance with the Contract Documents for the following price(s):

ITEM NO.	LUMP SUM BID PRICE IN WORDS	LUMP SUM BID PRICE IN FIGURES
1.	SITE CONSTRUCTION <hr/> (Lump Sum)	\$ <hr/>

ALTERNATE UNIT BID ITEMS

ALTERNATE ITEM NO.	ALTERNATE ITEM QUANTITY	ALTERNATE ITEM PRICE IN WORDS	ALTERNATE UNIT PRICE IN FIGURES
ALT -1	260	NORTHERN CHAIN LINK FENCE <hr/> (Linear Feet)	\$ <hr/>
ALT - 2	10	CONTAMINATED SOIL OFF-SITE DISPOSAL <hr/> (TON)	\$ <hr/>

- A. 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.
- B. The above prices include all labor, materials, tools, equipment, overhead, profit, insurances, etc. to cover the finished work of the several kinds called for.

ARTICLE 6 – TIME OF COMPLETION

- 6.1 Bidder agrees that the Work will be substantially completed within 45 calendar days after the date when the Contract Times commence to run as provided in Paragraph 2.03 of the General Conditions, and completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions within 15 days after substantial completion
- 6.2 Bidder accepts the provisions of the Agreement as to liquidated damages in the event of failure to complete the Work within the Contract Times.

ARTICLE 7 – ATTACHMENTS TO THIS BID

- 7.1 The following completed documents are attached to and made a condition of this Bid:
 - A. Required Bid security in the form of Bid Bond (00431).
 - B. Non-Collusion Affidavit of Bidder (00455).
 - C. Qualifications of Bidder (00461).

ARTICLE 8 – DEFINED TERMS

- 8.1 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

- 9.1 This Bid submitted by:

If Bidder is:

AN INDIVIDUAL

Name (typed or printed): _____

By: _____

(SEAL)

(Individual's signature)

Doing business as: _____

Business address: _____

Phone No.: _____ FAX No.: _____

A PARTNERSHIP

Partnership Name: _____
(SEAL)

By: _____

(Signature of general partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Business address: _____

Phone No.: _____ FAX No.: _____

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 _____

(Signature of Corporate Secretary)

Business address: _____

Phone No.: _____ FAX No.: _____

Date of Qualification to do business is _____.

A JOINT VENTURE

Joint Venturer Name: _____
(SEAL)

By: _____
(Signature of joint venture partner -- attach evidence of authority to sign)

Name (typed or printed): _____

Title: _____

Business address: _____

Phone No.: _____ FAX No.: _____

Joint Venturer Name: _____
(SEAL)

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

Name (typed or printed): _____

Title: _____

Business address: _____

Phone No.: _____ FAX No.: _____

Phone and FAX Number, and Address for receipt of official communications:

(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.)

SUBMITTED on _____, 20____.
State Contractor License No. _____

Exhibit B

Qualifications of Bidder Form

QUALIFICATIONS of BIDDER FORM

Bidder's Name: _____

Each Bidder is required to submit information that exemplifies their qualifications, and their listed subcontractor's qualifications, to successfully implement the scope of work required by the Contract Documents. At a minimum, the information submitted shall include information requested on the forms below. Attach additional sheets if necessary.

Previous Experience Similar to this Bid

Provide written descriptions of at least 3 and no more than 10 previous projects with similar work efforts and similar dollar value. A minimum of two previous projects shall demonstrate experience with remediation of a Massachusetts Contingency Plan (MCP) regulated site for a municipality client in the Commonwealth of Massachusetts and excavation and off-site disposal of MCP-regulated soil at a Massachusetts-licensed landfill facility. Examples shall be for projects completed which have occurred within the last five years.

Project descriptions shall include the following:

1. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

2. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

3. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

4. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

5. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

6. Project Name: _____
Project Location: _____
Brief Scope of Work: _____

Date Completed: _____
Approximate Dollar Value: _____
Owner's Representative: _____
Owner's Telephone: _____

List of Subcontractors

1. Name: _____
Address: _____
Contact Person: _____ Phone: _____
Work Efforts by Subcontractor for this Bid: _____

2. Name: _____
Address: _____
Contact Person: _____ Phone: _____
Work Efforts by Subcontractor for this Bid: _____

Bank Reference:

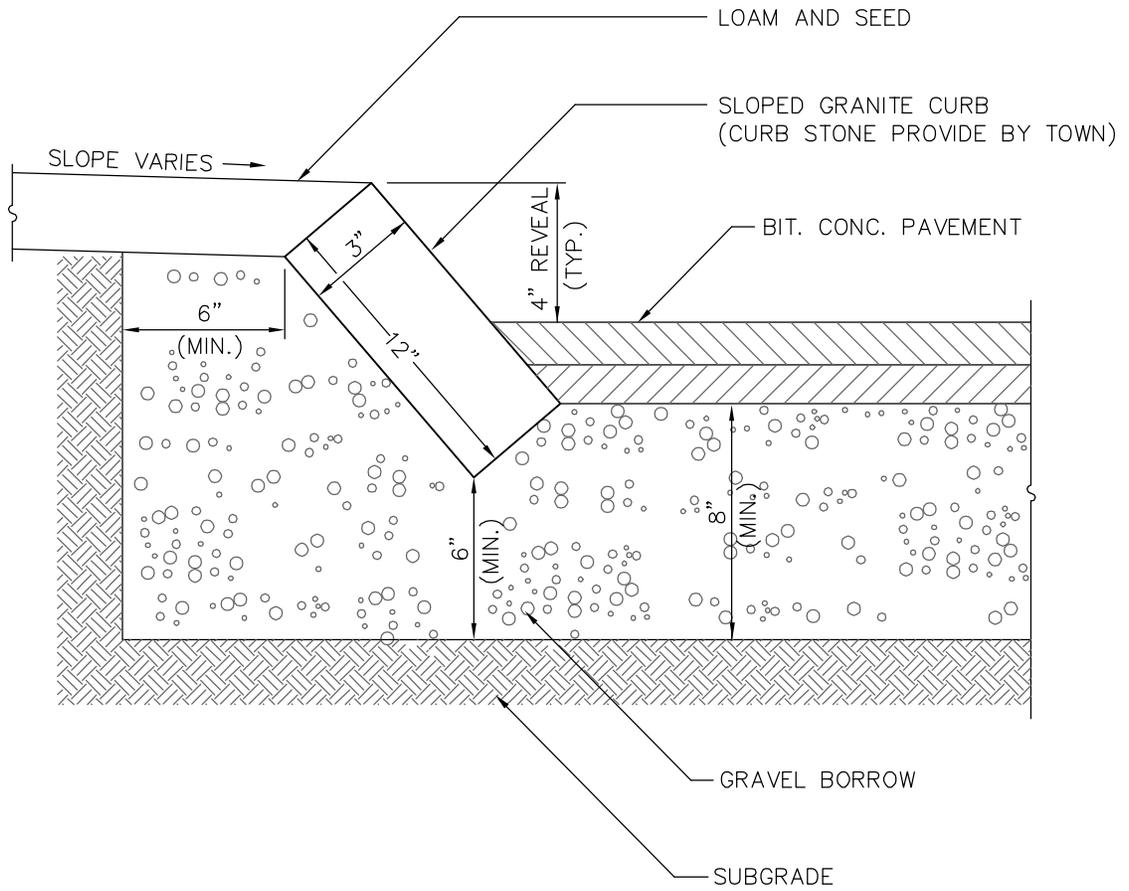
Name: _____
Address: _____

Contact: _____
Phone: _____

Exhibit C

SK-1 Sloped Granite Curb

File Path: J:\DWG\2011\0847\A10\Civil\Plan\20110847A10_ADDENDUM1.dwg Layout: 08.5X11-P_R173-SM-MONO Plotted: Tue, February 28, 2012 - 9:48 AM User: LESLIE C. BURTON
 MS VIEW: PLOTTER: ACROPLOT.PC3 CTB File: FO 2008 MONO (HALF).CTB



SLOPED GRANITE CURB
 NOT TO SCALE

SCALE:	
HORZ.:	NTS
VERT.:	
DATUM:	
HORZ.:	
VERT.:	
GRAPHIC SCALE	



FUSS & O'NEILL

317 IRON HORSE WAY, SUITE 204
 PROVIDENCE, RI 02908
 401.861.3070
 www.fando.com

TOWN OF BROOKFIELD
 SLOPED GRANITE CURB
 MILL STATION PARK

59-67 MILL STREET

BROOKFIELD, MASSACHUSETTS

PROJ. No.: 20110847.A10
 DATE: FEBRUARY 29, 2012

SK-1

Exhibit D

Central Registry Advertisement

State Publications and Regulations

William Francis Galvin, Secretary of the Commonwealth

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General Contract Search Results

Published 2/8/2012

Awarding Agency			
Agency Name and Address	Brookfield, Town of 6 Central St. Brookfield, MA 01506		
Project Number			
Estimated Cost	\$150,000		
Contractor Qualification			
Required for DCAM contracts over \$100,000, Massachusetts Highway contracts over \$50,000.			
Contact Information			
Name	Donna L. Neylon		
Phone	508-867-2930 ext. 10		
Fax	508-867-5091		
Email Address	dneylon@brookfieldma.us Notify email address listed when final publish date assigned.		
Contract Information			
Project	The Project includes grading of existing material and construction of a half-acre soil cap at the former Brookfield Mill located at 59-67 Mill St., Brookfield. Above the cap a public park will be constructed with improvements to include a bituminous parking lot, bituminous walkway, picnic area, fence and landscaping.		
Plans/Specification Available	online at www.brookfieldma.us at the "Mill Station Park Bid Documents" link or through Leslie Burton at Fuss & O'Neill, 401-861-3070 ext. 4597, 8:00 A.M. - 5:00 P.M.		
General Bid Deadline	3/8/12	Time	1:00 P.M.
Sub Bid Deadline		Time	
Sub Bid Category			
Additional Information	Mandatory pre-bid meeting: 2/21/12 at 10:30 A.M. at 56 Mill St., Brookfield. Snow date will be on 2/23/12. In case of snow check www.brookfieldma.us for change of meeting notice or contact dneylon@brookfieldma.us . Plans will be available online at no cost. Fee for plans obtained at Fuss & O'Neill is \$25.		
View the online copy of this publication.(hyperlink)			

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ACKNOWLEDGMENT OF ADDENDUM

I have received a copy of Addendum No.1 in its entirety.

Acknowledged by

Print Name

Name of Company

Date

Upon receipt of Addendum No. 1, sign and fax or email back to the attention of:

Leslie C. Burton, P.E.
Fuss & O'Neill, Inc.
(401) 861-3070 ext 4597
(401) 861-3076 (Fax)
lburton@fando.com