

SECTION 00 91 11

ADDENDUM NUMBER 2



PARTICULARS

- 1.01 DATE: MARCH 16, 2021
- 1.02 PROJECT: BUS STORAGE FACILITY
- 1.03 PROJECT NUMBER: DCM NO. 2020191
- 1.04 OWNER: ALABAMA A&M UNIVERSITY
- 1.05 ARCHITECT: NOLA | VAN PEURSEM ARCHITECTS, PC

TO PROSPECTIVE BIDDERS

- 2.01 THIS ADDENDUM FORMS A PART OF THE CONTRACT DOCUMENTS AND MODIFIES THE BIDDING DOCUMENTS DATED FEBRUARY 24, 2020, WITH AMENDMENTS AND ADDITIONS NOTED BELOW.
- 2.02 ACKNOWLEDGE RECEIPT OF THIS ADDENDUM IN THE SPACE PROVIDED IN THE PROPOSAL FORM. FAILURE TO DO SO MAY DISQUALIFY THE BIDDER.
- 2.03 THIS ADDENDUM CONSISTS OF 15 PAGES.

CHANGES TO THE PROJECT MANUAL

3.01 SECTION 00 10 00-BID DOCUMENTS AND FORMS:

- A. Add Bidder's List of Quotes – HR-DBE in its entirety.

3.02 SECTION 00 22 00-OWNER'S SUPPLEMENTARY INSTRUCTIONS TO BIDDERS:

- A. Paragraph 1.03.A: Change paragraph to read as follows, "All sealed bids will be received by 2:00 p.m. CDT on March 30, 2021 at which time each bidder must submit a sealed envelope properly titled containing the Proposal form, and the Bid Bond, Accounting of Sales Tax - DCM Form C-3A form. Upon receipt of these documents the bids will be publicly opened and read aloud. Supplement A – List of Subcontractors (Section 00 43 21) **and Bidder's List of Quotes – HR-DBE form** are to be hand delivered or emailed to the Architect within 24 hours after receipt of bids. No changes to the base bid will be allowed after 2:00 p.m."
- B. Paragraph 1.03.F - Delete in its entirety.

3.03 SECTION 00 22 00A-APPENDIX A – OWNER'S SUPPLEMENTARY INSTRUCTIONS TO BIDDERS – DBE/MINORITY:

- A. Delete this section in its entirety.

3.04 SECTION 00 43 21 – SUPPLEMENT A – LIST OF SUBCONTRACTORS:

- A. Add this section in its entirety.

3.05 SECTION 00 50 00-CONSTRUCTION DOCUMENTS AND FORMS:

- A. Supplementary Conditions of the Contract – Add paragraphs 1.01.A.8, 1.01.A.9, and 1.01.A10 to read as follows:

8. Article 52 – Compliance with Davis-Bacon Act: Add this article in its entirety to read as follows:

Article 52 – Compliance with Davis-Bacon Act

Federal labor shall apply to the construction work to be performed under the contract. The Owner shall withhold periodic payments until Contractor complies with the requirements and stipulations of all federal requirements. See attached Wage Rates for Madison County, Alabama.

9. Article 53 – DBE participation: Add this article in its entirety to read as follows:

Article 53 – DBE Participation

Alabama A&M University has requested 17.91% DBE participation for this project. This means that prime contractors, DBE firms bidding as a prime, and others who bid this project must make a good faith effort to seek DBE participation. Alabama A&M University has a DBE directory that consists of certified DBE firms. These firms and other small businesses should have a maximum opportunity to participate on this project. Only the certified DBE firms will be counted towards the DBE goal. If a respondent plans to use a DBE firm that is not on our list then you need to immediately supply us with their name, address, telephone number, contact person, and other data so that we can initiate our due diligence to ensure that they meet the requirements of 49 CFR Part 26 (Part 23-Where applicable). If they meet these requirements, then they will be counted towards the DBE goal. DBE participation shall be verified prior to award of contract. DBE instructions and forms are in Bid Documents and Forms (Section 00 10 00) and Construction Documents and Forms (Section 00 50 00). A list of DBE subcontractors is available at the following web site:

<https://cpmsapps2.dot.state.al.us/alucp/search>

10. Article 54 – BUY AMERICAN PROVISION: Add this article in its entirety to read as follows:

Article 54 – BUY AMERICAN PROVISION

The Contractor acknowledges to and for the benefit of Alabama A&M University that it understands the goods and services under this Agreement are being funded with monies made available by the Federal Transit Administration (FTA). The FTA has provisions commonly known as “Buy American.” The Buy American requirement prohibits the use of FTA funds on any project for the construction, alteration, maintenance, or repair of a public building or work unless all of the iron, steel, and manufactured goods used in the project are produced in the United States (“Buy American Requirement”) including iron, steel, and manufactured goods provided by the Contractor pursuant to this Agreement.

The Contractor hereby represents and warrants to and for the benefit of the owner that (a) the Contractor has reviewed and understands the Buy American Requirement, (b) all of the iron, steel, and manufactured goods used in the project will be and/or have been produced in the United States in a manner that complies with the Buy American Requirement, unless an exception of the requirement is approved, and (c) the Contractor will provide any further verified information, certification or assurance of compliance with this paragraph, or information necessary to support an exception of the Buy American Requirement, as may be requested by the owner.

Notwithstanding any other provision of this Agreement, any failure to comply with this paragraph by the Contractor shall permit the owner to recover as damages against the Contractor any loss, expense or cost (including without limitation attorney's fees) incurred by the owner resulting from any such failure (including without limitation any impairment or loss of funding, whether in whole or in part from FTA). Neither this paragraph (nor any provision of this Agreement necessary to give this paragraph force or effect) shall be amended or waived without the prior written consent of FTA.

Refer to Section 01 30 00 Administrative requirements for submittal procedures pertaining to this provision.

- B. Add Wage Rates for Madison County, Alabama
- C. Add AAMU DOT Form DBE 10 Instructions in its entirety.
- D. Add AAMU DOT - DBE Utilization Form in its entirety.
- E. Add AAMU DOT - Certification of Actual Payments to DBE Firms in its entirety.

3.06 SECTION 01 23 00-ALTERNATES:

- A. Add this section in its entirety.

3.07 SECTION 01 30 00-ADMINISTRATIVE REQUIREMENTS:

- A. Add Paragraph 3.05.E to read as follows:
 - E. ALL SUBMITTALS MUST INDICATE THAT PRODUCT IS MANUFACTURED IN THE UNITED STATES OF AMERICA. ANY SUBMITTAL NOT MEETING THIS REQUIREMENT WILL BE REJECTED.

CHANGES TO THE DRAWINGS

4.01 DRAWING E-5.0 – SINGLE LINE DIAGRAM:

- A. Change all references to "Alternate #1" to read "Alternate #3".
- B. Change all references to "Alternate #2" to read "Alternate #4".

END OF ADDENDUM NUMBER 2

Letting Date: _____

BIDDER'S LIST OF QUOTES

In accordance with 49 CFR Part 26.11, the Alabama A&M University Department of Transportation will establish its State Disadvantaged Business Enterprise (DBE) goal using Bidders' Lists of Quoters. The Bidders' Lists of Quoters will be used to determine the relative availability of DBE's and Non-DBE's. Each Bidder's List of Quoters is a compilation of quoters who have submitted quotes to the Bidder during the advertising periods. Subsequent to notification as Apparent Low Bidder, the Bidder must submit an updated Form HR-DBE prior to award of contract. Form HR-DBE will accompany form OE-110 (DBE Utilization Plan) if appropriate.

Each time Form HR-DBE is submitted to the Department, the Bidder shall list the quoters for the project, using additional sheets if necessary. The listing shall include EACH quoter's name, business location, telephone number, and whether or not the quoter is an Alabama certified DBE. **FAILURE TO COMPLY WITH THIS REQUIREMENT MAY RENDER THE BID NON-RESPONSIVE AND THE BID MAY BE REJECTED.**

The term “quoter” shall include all subcontractors, manufacturers, and suppliers of materials.

Providing the listing of quoters in compliance with these provisions shall not be a substitute for the requirements of Subcontractors Fair Practices Act, Chapter 18 Laws of 1988, Sections 13-4-31 through 13-4-43.

Bidder's Name: _____
Project Number: _____
County: _____

[illegible]

SECTION 00 43 21

SUPPLEMENT A - LIST OF SUBCONTRACTORS

PARTICULARS

1.01 HEREWITH IS THE LIST OF SUBCONTRACTORS REFERENCED IN THE BID SUBMITTED BY:

1.02 (BIDDER) _____

1.03 TO: ALABAMA A & M UNIVERSITY

1.04 DATED _____ AND WHICH IS AN INTEGRAL PART OF THE BID FORM.

**1.05 THE FOLLOWING WORK WILL BE PERFORMED (OR PROVIDED) BY SUBCONTRACTORS
AND COORDINATED BY US:**

LIST OF SUBCONTRACTORS

2.01 WORK SUBJECT.....SUBCONTRACTOR NAME

2.02 SITE WORK _____

2.03 ASPHALT PAVING _____

2.04 CONCRETE _____

2.05 PAINTING _____

2.06 CANOPIES _____

2.07 ELECTRICAL _____

END OF SUPPLEMENT A

"General Decision Number: AL20210091 01/01/2021

Superseded General Decision Number: AL20200091

State: Alabama

Construction Type: Building

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories)

County: Madison County in Alabama.

BUILDING CONSTRUCTION PROJECTS (does not include single family homes or apartments up to and including 4 stories).

Note: Under Executive Order (EO) 13658, an hourly minimum wage of \$10.95 for calendar year 2021 applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2015. If this contract is covered by the EO, the contractor must pay all workers in any classification listed on this wage determination at least \$10.95 per hour (or the applicable wage rate listed on this wage determination, if it is higher) for all hours spent performing on the contract in calendar year 2021. If this contract is covered by the EO and a classification considered necessary for performance of work on the contract does not appear on this wage determination, the contractor must pay workers in that classification at least the wage rate determined through the conformance process set forth in 29 CFR 5.5(a)(1)(ii) (or the EO minimum wage rate, if it is higher than the conformed wage rate). The EO minimum wage rate will be adjusted annually. Please note that this EO applies to the above-mentioned types of contracts entered into by the federal government that are subject to the Davis-Bacon Act itself, but it does not apply to contracts subject only to the Davis-Bacon Related Acts, including those set forth at 29 CFR 5.1(a)(2)-(60). Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Modification Number	Publication Date
0	01/01/2021

* ASBE0078-001 09/30/2019

	Rates	Fringes
ASBESTOS WORKER/HEAT & FROST INSULATOR.....	\$ 27.50	14.10

BOIL0108-001 03/01/2018		

	Rates	Fringes
BOILERMAKER.....	\$ 30.07	22.71

ELEC0558-001 01/01/2020		

	Rates	Fringes
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ELECTRICIAN.....	\$ 28.00	4%+12.25
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ENGI0312-001 10/01/2013

	Rates	Fringes
POWER EQUIPMENT OPERATOR		
Crane.....	\$ 27.05	11.38
Forklift.....	\$ 26.05	11.38

SFAL0669-002 01/02/2020

	Rates	Fringes
SPRINKLER FITTER (Fire Sprinklers).....	\$ 25.52	19.24

SUAL2015-019 08/02/2017

	Rates	Fringes
BRICKLAYER.....	\$ 19.81	0.00
CARPENTER, Includes Form Work....	\$ 15.68	2.85
CEMENT MASON/CONCRETE FINISHER...	\$ 17.15	0.00
GLAZIER.....	\$ 19.14	2.30
IRONWORKER, REINFORCING.....	\$ 22.86	7.94
IRONWORKER, STRUCTURAL.....	\$ 21.77	6.77
LABORER: Common or General.....	\$ 11.47	1.45
LABORER: Mason Tender - Brick...	\$ 11.00	0.00
LABORER: Mason Tender - Cement/Concrete.....	\$ 13.24	0.00
LABORER: Pipelayer.....	\$ 13.88	0.00
OPERATOR: Backhoe/Excavator/Trackhoe.....	\$ 16.00	0.00
OPERATOR: Bulldozer.....	\$ 18.59	0.00
OPERATOR: Grader/Blade.....	\$ 17.52	0.89
OPERATOR: Loader.....	\$ 14.69	0.00
OPERATOR: Roller.....	\$ 14.00	1.78
PAINTER (Brush and Roller).....	\$ 15.29	5.68
PAINTER: Spray.....	\$ 14.31	0.00
PIPEFITTER, Includes HVAC Pipe Installation.....	\$ 20.48	5.50
PLUMBER, Excludes HVAC Pipe Installation.....	\$ 20.00	4.82
ROOFER.....	\$ 13.66	0.00

SHEET METAL WORKER, Includes HVAC Duct Installation.....	\$ 19.15	3.97
TILE SETTER.....	\$ 20.00	0.00
TRUCK DRIVER: Dump Truck.....	\$ 13.60	0.00

WELDERS - Receive rate prescribed for craft performing operation to which welding is incidental.

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Note: Executive Order (EO) 13706, Establishing Paid Sick Leave for Federal Contractors applies to all contracts subject to the Davis-Bacon Act for which the contract is awarded (and any solicitation was issued) on or after January 1, 2017. If this contract is covered by the EO, the contractor must provide employees with 1 hour of paid sick leave for every 30 hours they work, up to 56 hours of paid sick leave each year. Employees must be permitted to use paid sick leave for their own illness, injury or other health-related needs, including preventive care; to assist a family member (or person who is like family to the employee) who is ill, injured, or has other health-related needs, including preventive care; or for reasons resulting from, or to assist a family member (or person who is like family to the employee) who is a victim of, domestic violence, sexual assault, or stalking. Additional information on contractor requirements and worker protections under the EO is available at www.dol.gov/whd/govcontracts.

Unlisted classifications needed for work not included within the scope of the classifications listed may be added after award only as provided in the labor standards contract clauses (29CFR 5.5 (a) (1) (ii)).

The body of each wage determination lists the classification and wage rates that have been found to be prevailing for the cited type(s) of construction in the area covered by the wage determination. The classifications are listed in alphabetical order of "identifiers" that indicate whether the particular rate is a union rate (current union negotiated rate for local), a survey rate (weighted average rate) or a union average rate (weighted union average rate).

Union Rate Identifiers

A four letter classification abbreviation identifier enclosed in dotted lines beginning with characters other than "SU" or "UAVG" denotes that the union classification and rate were prevailing for that classification in the survey. Example: PLUM0198-005 07/01/2014. PLUM is an abbreviation identifier of the union which prevailed in the survey for this classification, which in this example would be Plumbers. 0198 indicates the local union number or district council number where applicable, i.e., Plumbers Local 0198. The next number, 005 in the example, is an internal number used in processing the wage determination. 07/01/2014 is the effective date of the most current negotiated rate, which in this example is July 1, 2014.

Union prevailing wage rates are updated to reflect all rate changes in the collective bargaining agreement (CBA) governing this classification and rate.

Survey Rate Identifiers

Classifications listed under the "SU" identifier indicate that no one rate prevailed for this classification in the survey and the published rate is derived by computing a weighted average rate based on all the rates reported in the survey for that classification. As this weighted average rate includes all rates reported in the survey, it may include both union and non-union rates. Example: SULA2012-007 5/13/2014. SU indicates the rates are survey rates based on a weighted average calculation of rates and are not majority rates. LA indicates the State of Louisiana. 2012 is the year of survey on which these classifications and rates are based. The next number, 007 in the example, is an internal number used in producing the wage determination. 5/13/2014 indicates the survey completion date for the classifications and rates under that identifier.

Survey wage rates are not updated and remain in effect until a new survey is conducted.

Union Average Rate Identifiers

Classification(s) listed under the UAVG identifier indicate that no single majority rate prevailed for those classifications; however, 100% of the data reported for the classifications was union data. EXAMPLE: UAVG-OH-0010 08/29/2014. UAVG indicates that the rate is a weighted union average rate. OH indicates the state. The next number, 0010 in the example, is an internal number used in producing the wage determination. 08/29/2014 indicates the survey completion date for the classifications and rates under that identifier.

A UAVG rate will be updated once a year, usually in January of each year, to reflect a weighted average of the current negotiated/CBA rate of the union locals from which the rate is based.

WAGE DETERMINATION APPEALS PROCESS

1.) Has there been an initial decision in the matter? This can be:

- * an existing published wage determination
- * a survey underlying a wage determination
- * a Wage and Hour Division letter setting forth a position on a wage determination matter
- * a conformance (additional classification and rate) ruling

On survey related matters, initial contact, including requests for summaries of surveys, should be with the Wage and Hour Regional Office for the area in which the survey was conducted because those Regional Offices have responsibility for the Davis-Bacon survey program. If the response from this initial contact is not satisfactory, then the process described in 2.) and 3.) should be followed.

With regard to any other matter not yet ripe for the formal

process described here, initial contact should be with the Branch of Construction Wage Determinations. Write to:

Branch of Construction Wage Determinations
Wage and Hour Division
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

2.) If the answer to the question in 1.) is yes, then an interested party (those affected by the action) can request review and reconsideration from the Wage and Hour Administrator (See 29 CFR Part 1.8 and 29 CFR Part 7). Write to:

Wage and Hour Administrator
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

The request should be accompanied by a full statement of the interested party's position and by any information (wage payment data, project description, area practice material, etc.) that the requestor considers relevant to the issue.

3.) If the decision of the Administrator is not favorable, an interested party may appeal directly to the Administrative Review Board (formerly the Wage Appeals Board). Write to:

Administrative Review Board
U.S. Department of Labor
200 Constitution Avenue, N.W.
Washington, DC 20210

4.) All decisions by the Administrative Review Board are final.

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END OF GENERAL DECISION

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Alabama A&M University Department of Transportation
AAMU DOT Form DBE 10 Instructions

Block Number	Instructions
1.	AAMU DOT Project Number
2.	County
3.	Division
4.	Prime Contractor for the Project
5.	DBE for the Report
6.	Date of Report
7.	AAMU DOT Estimate Number
8.	Work Period for this Estimate (Beginning Date – Ending Date)
9.	Description of Work – Must include Pay Item No. and Description (Also denote if Partial such as Hauling, Stocking, Furnish & Tie, S.I.P. Form, etc.)
10.	Type of DBE, i.e. Contractor (C), Supplier (S), Manufacturer (M), or Brokerage/Fee (BF) work
11.	Unit of Work
12.	Units
13.	Units of Work Accomplished this Period
14.	Amount Performed for this Period (Block 11 times Block 13)
15.	Units Performed to Date
16.	Amount Performed to Date (Block 11 times Block 15)
17.	Comments Pertinent to this DBE-10
18.	Total Amounts in Block 14
19.	Total Amounts in Block 16
20.	Signature of Prime Contractor's Authorized Representative, Printed Name & Title and Date Signed

- Submittals:
- 1) Invoices are required for all supplier and manufacturer credit.
 - 2) Tickets are required for all "Stocking the Plant" hauling.
 - 3) In lieu of completing the form, the prime contractor may note "See attached" on the form and attach a similar form (ie. subcontractor estimate) provided it has the same data. If the contractor chooses to do this, he will have to adjust the credit on the actual DBE-10 if the DBE is a supplier.

- Notes:
- 1) If data is entered electronically via Excel file, Blocks 14, 16, 18 and 19 will calculate amounts and totals based on unit entries.
 - 2) The form format is for the contractor's convenience. Every effort is made to ensure accuracy, but the prime contractor is responsible for checking all calculations prior to submittal.
 - 3) The worksheets in this workbook are protected (but not password protected) to allow you to tab through only the fields that require data entry. If you need to make changes to the worksheet you can unprotect the worksheets by going to the menu (Tools Protection UnProtect Sheet). Just remember if you unprotect a worksheet, you will need to check the accuracy of the calculations to make certain the formulas were not altered or that the formulas work correctly.

AAMU DOT - DBE Utilization Form
Revised 3-2008

☐ Original
☐ Revised

Alabama A&M University Department of Transportation
Disadvantaged Business Enterprise (DBE) Utilization Plan

Project Number & County: _____ Contractor Name: _____
 Letting Date: _____ Address: _____
 Contract Amount: _____
 Percent DBE Utilization Required: _____

DBE Firm Name & Certification Number	Type of Firm	Pay Item No.	Description of Work (include quantities and subcontract unit prices OR list the type of work and attach additional pages for details)	Dollar Amount
Name				
Cert. Number				
Name				
Cert. Number				
Name				
Cert. Number				
Name				
Cert. Number				
Name				
Cert. Number				
Instructions: 1. This plan must be submitted within the timeframe specified by the contract after notification of apparent low bid. 2. The plan must indicate the contractor will meet the DBE goal in the proposal or documentation of good faith effort must be attached. 3. Type of Firm - Contractor, Supplier, or Manufacturer			Total Dollar Amount to DBE: \$ _____ Required Dollar Amount of DBE Utilization \$ _____	

AAMU DOT Approval: _____
 Date: _____

ALABAMA A&M UNIVERSITY DEPARTMENT OF TRANSPORTATION
Certification of Actual Payments to DBE Firms

Project No.: _____

County: _____

1. The undersigned prime contractor on the above referenced Federal Aid Project No. hereby certifies that full payment was made, or will be made within seven (7) calendar days after final payment, to the DBE firm listed for work performed and/or materials furnished under this project's contract as follows:

DBE Firm Name: _____

was or will be paid \$ _____

Note: this amount does / does not include gross receipts tax and bond.
(circle one) (circle if applicable)

This certification is made under Federal and State laws concerning false statements. Supporting documentation for this payment is subject to audit and should be retained for a minimum of three (3) years from the final acceptance date.

If the DBE Subcontractor/Supplier works for a Non-DBE Subcontractor under the Prime Contractor, the Non-DBE Subcontractor must also complete the form.

Prime Contractor	Non-DBE Subcontractor
By: Signature	Signature
Name: Please print	Please print
Title:	Title:
Date:	Date

2. The undersigned subcontractor/supplier for the above named project hereby certifies that payments were received, or are due to be received as stipulated above.

DBE Subcontractor/Supplier

By: _____
Signature

Name: _____
Please Print

Title: _____

Date: _____

SECTION 01 23 00

ALTERNATES

PART 1 GENERAL

1.01 SECTION INCLUDES

- A. Alternate submission procedures.
- B. Documentation of changes to Contract Sum and Contract Time.

1.02 RELATED REQUIREMENTS

- A. Document 00 50 00 - Instructions to Bidders: Instructions for preparation of pricing for alternates.
- B. Document 00 50 00 - Agreement: Incorporating monetary value of accepted alternates.

1.03 ACCEPTANCE OF ALTERNATES

- A. Alternates quoted on Bid Forms will be reviewed and accepted or rejected at the Owner's option. Accepted alternates will be identified in the Owner-Contractor Agreement.
- B. Coordinate related work and modify surrounding work to integrate the Work of each alternate.

1.04 SCHEDULE OF ALTERNATES

- A. Alternate No. 1 - Amount to be added to base bid if Heavy Duty Concrete is used in lieu of asphalt is included in the contract.
- B. Alternate No. 2 - Amount to be added to base bid if black vinyl coated chain link fence fabric, all fence components including rails & posts and complete cantilever sliding gate system is included in the contract.
- C. Alternate No. 3 - Amount to be added to base bid if diesel generator #1 and all accompanying items from drawings and design manual are included in the contract.
- D. Alternate No. 4 - Amount to be added to base bid if diesel generator #2 and all accompanying items from drawings and design manual are included in the contract.

PART 2 PRODUCTS - NOT USED

PART 3 EXECUTION - NOT USED

END OF SECTION