# CATTARAUGUS COUNTY <br> DEPARTMENT OF PUBLIC WORKS 

# ADDENDUM NO. 1 <br> Replacement of Leon Bridge \#40 <br> Dredge Road Bridge over Conewango Creek PIN 5762.95 (BIN 3322290 ) 

## ADDENDUM DATE: 25 May 2022

1) All rebar contained in the abutment, deck and approach slab shall be uncoated.
2) Corrosion Inhibitor for Structural Concrete, Item 555.95000007 , shall be mixed in the cast-in-place bridge deck, approach slab and substructure pours.
a) The quantity of Item 555.95000007 has been increased to 1,300 Gallons
b) Replace Page A-6 with A-6A1 (attached)
c) Replace Drawing Page GN-1_SHEET 6 with GN-1_SHEET 6A1 (attached)
d) Replace Drawing Page QUAN-1_SHEET_40 with QUAN-1_SHEET_40A1 (attached)
3) Executive Order No. 14 and Executive Order No. 16 Certification Form (attached) - to be completed and submitted with your bid.
a) New York State Executive Order No. 14 - directs State Entities, to the extent practicable, to divest their money and assets and terminate contracts with institutions or companies headquartered in Russia or with their principal place of business in Russia, "protecting New York from financing discrimination against the Ukrainian people".
b) New York State Executive Order No. 16 - directs State Entities to refrain from entering into any new contract or renewing any existing contract with an Entity conducting business operations in Russia until such time as sanctions imposed by the federal government are no longer in effect.
4) Contract Timing has been revised as follows:
a) Time of beginning rate of progress and time of completion are essential conditions of the Contract. All project work shall be completed within 165 consecutive calendar days from the closure of the bridge or no later than November 3, 2023, whichever comes first. No work shall be performed outside the beginning and ending dates allowed by the NYSDEC and/or Army Corps of Engineers permits.
b) Replace Pages iii with iiiA1, C-1 with C-1A1, E-8 with E-8A1 and E-21 with E-21A1 (attached)

## ALL BIDDERS MUST RETURN THIS ADDENDUM WITH THE BID AND RECORD THIS ADDENDUM IN SECTION B ON SHEET B-2 IN THE BID PROPOSAL BOOK.

## IN ADDITION, PLEASE ACKNOWLEDGE RECEIPT OF ADDENDUM 1 IMMEDIATELY BY PROVIDING THE INFORMATION BELOW AND FAXING THIS SHEET TO:

Cattaraugus County<br>Department of Public Works<br>(716) 938-2754

Company Name

Date

## Signed




|  | jtility notes LOCATIONS OF UNDERGROUND UTLITIES ARE APPROXIMATE AND UNDERROUND UTILTIES MAY NOT BE SHOWN IN THEIR ENTIRETY IT IS THE RESPONSIBLIITY OF THE CONTRACTOR TO VERIFY THE PRESENCE AND LOCATION OF ALL UNDERGROND UTIITIES BY CONTACTING DIG SAFELY NEW YORK AT $1-800-962-7962$. |
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| 4. THE CONTRACTOR SHALL COORDINATE HIS OPERATIONS WITH THEFOLIOWNG UTLITIES: |  |
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| THE CONTRACTOR WLLL BE HELD LABLE FOR ANY DAMAGES DONE. <br>  |  |


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|  |  <br>  record plans for this structure are not avalable. |
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# Replacement of Leon Bridge \#40 Dredge Road Bridge over Conewango Creek PIN 5762.95 (BIN 3322290) 

## Executive Order 14 and Executive Order 16 Certification

## This certification is required from all Prime Contractors and Consultants prior to contract award and all Subcontractors prior to Approval to Subcontract.

New York State Executive Order No. 14 directs State Entities, to the extent practicable, to divest their money and assets and terminate contracts with institutions or companies headquartered in Russia or with their principal place of business in Russia, "protecting New York from financing discrimination against the Ukrainian people". New York State Executive Order (herein, "Executive Order") No. 16 directs State Entities to refrain from entering into any new contract or renewing any existing contract with an Entity conducting business operations in Russia until such time as sanctions imposed by the federal government are no longer in effect.

For purposes of this certification, and as set forth in Executive Order No. 16, an "Entity conducting business operations in Russia" means "an institution or company, wherever located, conducting any commercial activity in Russia or transacting business with the Russian Government or with commercial entities headquartered in Russia or with their principal place of business in Russia in the form of contracting, sales, purchasing, investment, or any business partnership."

Notwithstanding the foregoing, an Affected State Entity may contract with an Entity conducting business operations in Russia provided that the head of the Affected State Entity makes a determination in writing that the investment or contract is necessary for the Affected State Entity to perform its functions and that no suitable investment or contractual alternatives exist.

In accordance with Executive Order No. 14 and Executive Order No. 16 (collectively, "the Executive Orders"), specific to the bid or proposal submitted for the above referenced contract or solicitation, and as evidenced by signature affixed hereto, Offeror/Bidder/Contractor /Consultant (or any assignee) certifies they: (1) are not an Entity conducting business operations in Russia, (2) are not conducting, will not conduct, and will not engage any such company that conducts, commercial activity with (a) the Russian Government, and (b) commercial entities headquartered in Russia or with their principal place of business in Russia, in the form of contracting, sales, purchasing, investment, or any business partnership.

Cattaraugus County reserves the right to reject any bid, proposal, grants, or request for assignment of any Offeror / Bidder / Contractor / Consultant, and to pursue a responsibility review with respect to any entity that is awarded a contract, if found to be in violation of this Certification or the Executive Orders.

Contractor [Name]: $\qquad$
By [signature]:
Name [print]:
Title: $\qquad$
Date:

> (mm/dd/yyyy)

CCA-2 on file with NYSDOT prior to being awarded a contract. Cattaraugus County Local Law 12-2012 as amended by Local Law 5-2015 requires that the County provide a copy of the Cattaraugus County Vendor Responsibility Form to the low bidder. The low bidder will have 5 business days to return the completed form unless the form was mailed by the County to the vendor, in which case they will have 10 business days from the date of the mailing to return the form. Failure by the low bidder to submit the form within the above time frame may lead to the automatic rejection of their bid. If the successful Bidder does not currently have a CCA-2 on file with NYSDOT, the Bidder may find the CCA-2 forms and instruction for completion online at https://www.osc.state.ny.us/state-vendors/vendrep/vendor-responsibilityforms?redirect=legacy\#Construction .

The successful Bidder will be required to comply with all provisions of the Federal Government Equal Employment Opportunity clauses issued by the Secretary of Labor on May 2, 1968, and published in the Federal Register (41 CFR Part 60-1, 33 F. 2 7804). Successful bidders will be required to pay prevailing wage rates on this contract.

The County reserves the right to consider the bids for forty-five (45) days after receipt before awarding any Contract, and to waive any minor informalities in, and to reject, any and all bids or to accept the one that in its judgment will be for the best interest of the County. All bids are subject to final review and approval by the County Legislature before any award of contract may be made. Receipt of bids by the County shall not be construed as authority to bind Cattaraugus County.

The work will be completed on or before November 3, 2023.
The New York State Department of Transportation, in accordance with Title VI of the Civil Rights Act of 1964, 78 Stat. 252, 42 U.S.C 2000d to 2000d-4 and Title 49 Code of Federal Regulations, Department of Transportation, Subtitle A, Office of the Secretary, Part 21, Nondiscrimination in Federally-assisted programs of the Department of Transportation and Title 23 Code of Federal Regulations, Part 200, Title VI Program and Related Statutes, as amended, issued pursuant to such Act, hereby notifies all who respond to the related solicitation, request for proposal or invitation to bid that it will affirmatively insure that in any contract entered into pursuant to this advertisement, disadvantaged business enterprises will be afforded full opportunity to submit bids in response to this invitation and will not be discriminated against on the grounds of race, color, national origin, sex, age, disability/handicap and income status in consideration for an award.

## Owner's \& Contact

Dawn Smith
Procurement Specialist
8810 Route 242, Little Valley, NY 14755
Phone: 716-938-2465
Email: DASmith@cattco.org

## Engineer's Contact

William A. Fox, PE
Director of Engineering
8810 Route 242, Little Valley, NY 14755
Phone: 716-938-2439
Email: WAFox@cattco.org

This AGREEMENT made as of the $\qquad$ day of $\qquad$ in the year $20 \_$by and between the County of Cattaraugus, a municipal corporation hereinafter called the "County" and
"Contractor".
WITNESSETH that the County and Contractor in consideration of the mutual covenants hereinafter set forth, agree as follows:

Article 1. WORK. The Contractor will perform all Work as shown in the Contract Documents for the completion of the Project generally described as the Replacement of Leon Bridge \#40 (Dredge Road Bridge over Conewango Creek), Cattaraugus County, New York.
(a) The Contractor shall furnish all of the materials and do all the Work required for Replacement of Leon Bridge \#40 (Dredge Road Bridge over Conewango Creek) and all other incidental work detailed in the contract documents.

Article 2. ENGINEER. The Project has been designed by Bergmann Associates, Architects, Engineers, Landscape Architects \& Surveyors, D.P.C. and is hereinafter called the ENGINEER. The County and the ENGINEER will provide all on-site observation services, and County observation personnel will also be referred to as the ENGINEER.

Article 3. CONTRACT TIME. Time of beginning rate of progress and time of completion are essential conditions of the Contract. All project work shall be completed within 165 consecutive calendar days from the closure of the bridge or no later than November 3, 2023, whichever comes first. No work shall be performed outside the beginning and ending dates allowed by the NYSDEC and/or Army Corps of Engineers permits.

Article 4. CONTRACT PRICE. The County shall pay the Contractor for the performance of the Work in accordance with the Itemized Bid indicated in the bid documents.

Article 5. PAYMENTS. The County shall make payments on the account of the Contract as follows:
(a) Upon request from the Contractor, the Engineer and the County will review and approve statements prepared by the Contractor for the total quantity of work properly completed by the Contract as of a specified date noted on the statement. No such statement, however, will be reviewed by the Engineer and County within one month after the start of Work under contract, or at intervals of less than one month. The County will pay the Contractor of the amount of each statement, less prior payments, forty-five (45) days after approval of the statement. Neither statement nor payment shall mean that any Work is accepted. The statements should be based on the percent complete of each subtask noted in the Itemized schedule.
(b) The acceptance by the Contractor of the final payment of amounts withheld from the Engineer's statements shall be and shall operate as a release to the County and the Engineer of all claims and of all liability to the Contractor for all things done or furnished in connection with this Work and for every act and neglect of the County and Engineer and others relating to or arising out of this Work.

## PART 3 SCOPE OF WORK

### 3.1 RESPONSIBILITY OF THE CONTRACTOR

The Contractor will be held responsible for the execution of a satisfactory and complete price of work, in accordance with the true intent of the drawings and specifications. He shall provide, without extra charge, all incidental items required as a part of his work including layout and survey, even though not particularly specified or indicated. If he has good reason for objecting to the use of any material, appliance, or method of construction as shown or specified, then he shall report such objections to the Engineer, and if approved by the Engineer, shall obtain proper adjustment before the Contract is made, and then shall proceed with the work with the understanding that a satisfactory job will be required. The Contractor is solely responsible for site safety and adherence to OSHA regulations.

## General Scope of Work:

The project includes the removal of the existing bridge and replacement with a 75 ft . single span prestressed concrete box beam bridge. The superstructure includes a $6 "$ structural slab with an integral wearing surface. The substructure consists of cast-in-place integral abutments supported on tapered cast-in-place concrete piles. The project also includes approximately 350 feet of approach highway work consisting of a full depth highway section, new guide railing, signing and pavement markings. The existing bridge is closed and motorists use an off-site detour.

## Schedule of Work

This work shall be done in accordance with these contract documents, technical specifications.
Final Completion Date: November 3, 2023

### 3.2 ONE-CALL NOTIFICATION TRAINING CERTIFICATION

The Contractor certifies that its excavator(s), operator(s), and/or subcontractor(s), if any, have completed the training and education program provided by the One-Call Notification System pursuant to Article 36 of the NYS General Business Law and any other provider authorized by the Public Service Commission to administer such training and education program. The Contractor shall submit certificates of training with its bid.

## PART 4 CONTROL OF WORK

### 4.1 AUTHORITY OF ENGINEER

The Commissioner of Public Works will be represented by the Engineer who will observe the work done under the Contract on a full time basis throughout construction.

The Engineer shall inspect work performed, review materials to be used, and stop and reject work and materials found to be not in accordance with the plans and specifications. His authority shall cover all phases of the work. In the event that questions should arise concerning the interpretation or changes

## NOTICE TO PROCEED

## DATE:

PROJECT:
Replacement of Leon Bridge \#40 (Dredge Road over Conewango Creek)
Cattaraugus County, New York
TO: $\qquad$

You are hereby notified to commence work in accordance with the Agreement dated $\qquad$ on or after $\qquad$ All work shall be completed on or before November 3, 2023, and final payment shall be submitted within 45 calendar days of completion of work.

You are required to return an acknowledged copy of this Notice of Proceed to Cattaraugus County
CATTARAUGUS COUNTY
Owner
By: $\qquad$
Title: $\qquad$

## ACCEPTANCE OF THIS NOTICE

Receipt of the above Notice to Proceed is hereby acknowledged by
$\qquad$

Dated this $\qquad$ day of $\qquad$ in the year $\qquad$ .

By: $\qquad$
Title: $\qquad$

