



June 27, 2017

Rehoboth Beach WWTP CIP Upgrade Phase 1  
**Addendum #1**

To Bidders:

This Addendum #1 is hereby made part of the Bidding Documents on which the Contract will be based, and is issued to modify, explain and/or correct the original Bidding Documents. Please submit bids and be otherwise governed accordingly. **Receipt of this Addendum must be acknowledged on Page 00410-1 of the Section 00410 Bid Form.**

RESPONSES TO QUESTIONS

**Question 1 (Wage Rates)**

The Delaware Prevailing Wages sheet for "Heavy Construction" has all the labor classifications for the project. The Davis Bacon "Heavy Construction" provided in the Contract Documents does not. It is missing Iron Worker, Millwright, Pipefitter, and Sheet Metal wage rates. Typically, the Davis Bacon rates for these labor classifications are provided under the "Building Construction" determination. Since the "Building Construction" determination is not provided in the Contract Documents with the "Heavy Construction" determination, should we default to using the Delaware Prevailing Wages for the missing classifications only or should we download the Davis Bacon "Building Construction" wage rates and use the higher rate?

Response

*DNREC have confirmed that the Heavy Construction wage determination set by the State DOL is appropriate for the WWTP CIP Phase 1 project. Below is EPA guidance that will assist the contract awardee in preparing the necessary wage rates. Note; Contractors are not required to commence this process prior to bidding. DNREC have indicated that the Federal DOL has without exception accepted the State DOL rate:*

**Requesting Additional Wage Determinations**

*If the wage determinations found on [www.wdol.gov](http://www.wdol.gov) are missing, a wage rate needed for the specific job classification, construction type and/or project location, it will be necessary to seek a conformance from DOL. A conformance is a customized wage rate negotiated by the contractor and his or her employee(s) and approved by Department of Labor, and is only valid for the particular project for which it is granted.*

*Ideally, the conformance process should be initiated after the bid is awarded, but before work has started on the project. Once the bid is awarded, the subrecipient should ask the winning bidder to review the wage determination to assess whether any job classifications necessary for the completion of the project are missing from the wage determination.*

*The contractor for the SRF construction contract initiates the conformance request by completing a Standard Form 1444, which can be downloaded at <http://www.wdol.gov/docs/sf1444.pdf>.*

*The following is the process that should be used by SRF subrecipients to request a conformance from Department of Labor:*

### **SRF Conformance Process**

- *Contractor completes Standard Form 1444 (Appendix B) and submits it to the subrecipient*
- *Subrecipient submits the request to the state SRF office State SRF office submits the request to DOL and the EPA Regional Davis-Bacon coordinator (or Regional SRF Project Officer in Regions without a Davis-Bacon coordinator)*
- *The 1444 form may be submitted to DOL via email to: WHD-CBACONFORMANCE\_INCOMING@dol.gov*
- *DOL responds to the state SRF office within 30 days of the request*
- *State SRF office informs the subrecipient of DOL's decision to approve, modify or deny the request*
- *If necessary, additional SF 1444 requests are submitted until DOL approval is granted*
- *Subrecipient incorporates the approved conformance wage determination into the construction contract and awards the contract within 180 days of the conformance issuance date*

*On the SF 1444, the contractor will list the work classification required for the project, as well as a proposed wage rate for that work classification. The contractor, and the employee that the conformance is sought for, are required to sign the SF 1444. Alternately, the SF 1444 may be signed by a representative of the employee(s), such as a union. The employee (or his representative) must also indicate whether he agrees with the proposed wage rate, and a statement recommending a different rate if he does not agree with the proposed rate. The contractor or subrecipient should submit the SF 1444 to the state SRF program office, which will direct the form to the appropriate DOL representative. DOL will typically respond to a conformance request within 30 days either accepting the proposed wage rate, or suggesting an alternate wage rate. If an alternate wage rate is proposed by DOL, the contractor should resubmit the SRF 1444 using the proposed wage rate in order to reach concurrence. The SRF subrecipient should incorporate the final conformance rate into the bid specifications and construction contract, and copies of the conformance letter should be maintained with Davis-Bacon records. Additional information on the conformance process may be found in EPA's Davis-Bacon grant terms and conditions.*

*Tip: Some SRF subrecipients have found that DOL often recommends a conformance rate equivalent to the lowest skilled (not general) wage rate for the county and construction type*

*The successful Contractor shall submit a request to the U.S. Department of Labor for wage rate determinations for any classifications not included in the Contract Documents, with suggested rates based on the State determinations. Typically, the U.S. Department of Labor accepts the suggested rates. Bidders are not required to obtain additional wage rate information prior to bidding.*

**Question 2 (Drawing S005, Detail 24.C)**

The only exterior stairs are for the clarifiers and Dwg S004 has the detail. Does this detail apply to this project?

Response

*Detail 24.C on Drawing S005 does not apply to the project. Refer to details on S004.*

**Question 3 (Bid Form)**

Could you please confirm that the lump sum price for the clarifier equipment is correct? It does not appear to match the Walker Process Change Order #1 in Appendix 1 of the Contract Documents.

Response

*The Bid Form is correct; the Total Contract Value is \$251,800.00, which is made up of Bid Items A-2, B-7 and B-8, plus a progress payment that will be made by the City of Rehoboth Beach. This is detailed in the following table.*

<b>Components of Procurement Contract</b>	
Original Contract	\$248,000.00
Change Order 01	\$3,800.00
<b>Total Contract Value</b>	<b>\$251,800.00</b>
<b>Distribution of Procurement Contract in Construction Contract Documents</b>	
Progress Payment 1 By City of Rehoboth Beach	\$25,180.00
Bid Form A-2	\$217,420.00
Bid Form B-7	\$2,200.00
Bid Form B-8	\$7,000.00
<b>Total Contract Value</b>	<b>\$251,800.00</b>

**Question 4 (Appendix 1, Section 11335, 1.03)**

Note 3 discusses raising the weir elevations by 12" and Note 4 discusses the contractor may provide new clarifier side walls, but the drawings and other clarifier spec section do not address this. Can you please clarify?

Response

*These notes were included in the clarifier equipment procurement contract to provide flexibility in design. It has been confirmed that the wall modifications are not required,*

*and this has been communicated to the clarifier equipment manufacturer. The Contractor shall install the new weirs at the same elevation as the existing weirs. The Contractor is not required to raise the top elevation of the existing weir walls or side walls.*

**Question 5 (Bid Form)**

Could you please confirm that the lump sum price for the filtration equipment is correct? It does not appear to match the Evoqua Change Order #1 in Appendix 2 of the Contract Documents

Response

*The Bid Form is correct, the Total Contract Value is \$360,397.00, which is made up of Bid Items A-3, B-9 and B-10, plus a progress payment that will be made by the City of Rehoboth Beach. This is detailed in the following table.*

<b>Components of Procurement Contract</b>	
Original Contract	\$357,897.00
Change Order 01	\$2,500.00
Total Contract Value	\$360,397.00
<b>Distribution of Procurement Contract in Construction Contract Documents</b>	
Progress Payment 1 By City of Rehoboth Beach	\$36,039.70
Bid Form A-3	\$313,357.30
Bid Form B-9	\$3,000.00
Bid Form B-10	\$8,000.00
Total Contract Value	\$360,397.00

**Question 6 (Specification 10523)**

Where are the fire extinguishers required?

Response

*One fire extinguisher is required at each exterior door of buildings B2 and B4, and one in the basement of B2 located at the bottom of the stair. Thus, five fire extinguishers are required in total.*

Sincerely,



Sharon Lynn  
City Manager