



**City of New Bedford**  
*Harbor Development Commission*

<b>Popes Island Marina Repairs/Upgrades to Electrical System Serving Floating Docks Bid No. HDC-FY12-003</b>	<b>January 23, 2012</b>	<b><i>Bid Addendum #2</i></b>
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Dear Prospective Bidders:

This Bid Addendum #2 provides additional information and clarification regarding the ***Popes Island Marina – Repairs/Upgrades to Electrical System Serving Floating Docks Invitation for Bid*** (IFB), which was let by the New Bedford Harbor Development Commission (NBHDC) on January 6, 2012 under **Bid Number HDC-FY12-003**. Please incorporate the following information into your bid package and account for the information shown herein. Each bidder must acknowledge receipt of each addendum at the time of delivery and on the Bid Form submittal page found in Section 00400 as page three. In Section 00200 – Instruction to Bidders, Article 9 – Rejection of Bids states that bids which fail to meet this and other requirements may be rejected as informal.

**The following questions and requests for interpretation were posed, in writing, by potential bidders, after the release of Bid Addendum #1. The responses to these Items are part of Bid Addendum #2 for the IFB, and are presented in question and response format below:**

Questions from Potential Bidders:

Potential Bidder A:

*Item 1. In Section 00100 'Notice To Bidders' it states on Page 00100-2 that 'Bidders will affirmatively ensure that in regard to any contract entered into pursuant to this solicitation, minority and female construction contractors will be afforded full opportunity to submit Bids and will not be discriminated against on the grounds of race, color, religion, sex, age or national origin in consideration for an award.'. In Section 00200 'Instructions to Bidders' it states in Article 21 Page 00200-9 that the Bidders are directed to the EEO requirements of Section 00800 which states in 'Attachments to Supplementary Conditions, INSTRUCTIONS TO BIDDERS FOR AFFIRMATIVE ACTION ISSUES' Section AA.07 'MBE/WBE Policy (for the life of the project)' it states that 16% of the Bid Amount shall*



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*be Awarded to a MBE and or a WBE. This is the City of New Bedford Standard Policy. It means that 16% of the Award shall be to a MBE and or WBE. Is this correct?*

**Response:** This question was referred to Donald Gomes, Compliance Manager – Purchasing Department, City of New Bedford, and he provided the following response, “The MBE/WBE participation policy puts the percentages as follows: MBE=11%; WBE=5%. Ideally, that is what we look for. However, in the alternative, we have accepted a total of 16% from either a MBE or a WBE as satisfying the requirements. ....we would accept almost any combination totaling 16%.” Mr. Gomes will be evaluating compliance with the EEO requirements of Section 00800 at the Bid Opening.

*Item 2. The Contract Documents became available late. There was a PreBid Conference on January 9th, 2012. Since there was little notice would the Commission provide an additional PreBid Conference?*

**Response:** In Section 00100 – Notice to Bidders, it is stated on page 2, (1) “Bidders and their subcontractors are strongly advised that they should have representation at this prebid conference as **no additional prebid conferences are scheduled**” (emphasis added) and (2) “The New Bedford Harbor Development Commission will conduct an inspection tour of the project site immediately following the prebid meeting. Bidders and their subcontractors are requested to be present to participate in the inspection tour. Bidders and their subcontractors are advised that they should have representation at this inspection tour as **no extra visits are scheduled**” (emphasis added). However, the following sentence continues, “Access to the project site will not be permitted at any other time.” Although an additional prebid meeting and inspection tour will not be scheduled, it should be noted that Popes Island Marina is a



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public facility, open to the general public with some security restrictions. Therefore, Potential Bidders have the right to visit the Site during normal hours of operation. NBHDC requests that those Potential Bidders wishing to visit the Site with regard to this solicitation to please contact NBHDC personnel in advance at (508) 979-1456.

If you have any questions regarding this addendum, please contact the Owner's Representative – Edward Pickering, P.E. (Apex Companies, LLC) at (617) 728-0070, x-115.

Representative for Apex Companies, LLC  
Edward W. Pickering, P.E.  
(617) 728-0070, x115