

**PROJECT:**

Old Sudbury Road Culverts 110 and  
149 Replacement  
Old Sudbury Road  
Sudbury, MA 01776  
Project No. 2024-OSRC-1

**ADDENDUM NO. 1 04/22/2024**

Posted: 04/22/2024 at 2:35PM EDT

**Awarding Authority/Owner:**

Town of Sudbury - Department of Public Works  
275 Old Lancaster Road  
Sudbury, MA 01776

Reference Contract Documents (drawings and specifications) dated 04/11/2024

The attention of Bidders submitting proposals for the above subject project is called to the following addendum to the specifications and drawings. The items set forth herein, whether of omission, addition, substitution, or clarifications are all to be included in and form a part of the proposal submitted.

THE NUMBER OF THIS ADDENDUM (1) MUST BE ENTERED IN THE APPROPRIATE SPACE "B" PROVIDED AFTER THE WORD "NUMBERS" OF THE CONTRACT FORM ENTITLED "FORM FOR GENERAL BID," AND IN SPACE "B" OF THE "FORM FOR SUB-BID."

BID DOCUMENT MODIFICATIONS ARE AS FOLLOWS.

**Specifications:**

- Add the following new technical sections. (See attached)  
00 91 13 Addendum 1

All other of the portions of the Contract Documents remain unchanged. Please be reminded to acknowledge this Addendum on the bid forms.

ATTACHMENTS

00 91 13 Addendum 1

--- End of Addendum No. 1 ---

0233335.05  
Issue Date: April 2024

Old Sudbury Road Culverts 110 and 149 Replacement  
Sudbury, MA

## SECTION 00 91 13

### ADDENDUM NO. 1

NOTICE is hereby given that the **Bidding Documents have been modified and replacement pages issued** herewith. Replacement pages have an **Issue Date of April 22, 2024**; contain reference to **“Addendum No. 1”** in the footer, and text changes for additions identified by double underline and deletions identified by ~~Strikeout~~.

Specifications: Replacement pages include:

- Section 00 01 10, Table of Contents; Page 2
- Section 00 11 16, Invitation to Bid; Page 2
- Section 00 21 13, Instruction to Bidders; Pages 1, 2 & 6
- Section 01 43 05, Qualification Requirements; Pages 1 & 2

Specifications: Replacement sections include:

- Section 00 41 01, Bid Form Detailed

The answers below are provided in response to questions and comments submitted by Bidders.

1. *“Can you please clarify the MassDOT Prequal? The specs page 10 state Highway Construction and page 20 states Bridge/Culvert.”*

Answer: This project has been updated to a dual work classifications. Contractors must be prequalified in either Highway – Construction or Bridge – Culvert

Issue Date: ~~April 2024~~ April 22, 2024

Supplementary Conditions

- 00 73 10 General Supplementary Conditions
- 00 73 15 Project Specific Supplementary Conditions
- 00 73 43 Prevailing Wage Rate Requirements  
Prevailing Wage Forms  
Prevailing Wage Rates
- 00 73 73 Incorporation of Applicable Provisions of the Massachusetts General Law
- 00 91 13 [Addendum No. 1](#)

**SPECIFICATIONS**

**DIVISION 01 GENERAL REQUIREMENTS**

- 01 11 00 Summary of Work  
*Street Opening Permit (sample)*  
*Trench Permit (sample)*
- 01 15 30 Payment and Administrative Procedures and Quality Requirements
- 01 43 05 Qualification Requirements
- 01 50 00 Temporary Facilities and Controls
- 01 51 42 Temporary Stormwater Drainage Bypass
- 01 60 00 Product Requirements
- 01 70 00 Execution and Closeout Requirements

**DIVISION 02 - EXISTING CONDITIONS**

- 02 41 14 Selective Site Demolition and Restoration

**DIVISION 03 - CONCRETE**

- 03 41 26 Precast Concrete Structures

**DIVISION 31 - EARTHWORK**

- 31 00 00 Earthwork
- 31 14 13 Soil Stockpiling
- 31 50 00 Excavation Support and Protection

**DIVISION 32 - EXTERIOR IMPROVEMENTS**

- 32 12 16 Asphalt Paving
- 32 17 23 Pavement Markings
- 32 32 00 Segmental Block Retaining Walls
- 32 90 00 Planting and Seeding

**DIVISION 33 - UTILITIES**

- 33 14 11.01 Culvert Piping – Ductile Iron

**DIVISION 34 - TRANSPORTATION**

- 34 71 13.20 Remove And Reset Guardrail

**END OF SECTION**

Issue Date: ~~April 2024~~ April 22, 2024

Hard copies of the Bidding Documents may be examined at, but not removed from, the following locations:

Nashoba Blue Inc.  
433 Main Street  
Hudson, MA 01749  
978-568-1167

The selected Contractor shall furnish a Performance and a Payment bond each in an amount at least equal to one hundred percent (100%) of the Contract Price.

No Bidder may withdraw their Bid for a period of one hundred (100) days excluding Saturdays, Sundays, and legal holidays after the date of the opening of the Bids.

Funding for this Project is dependent upon appropriation of funds at the Sudbury Annual Town Meeting scheduled to begin Monday, May 6<sup>th</sup>, 2024. If funding is approved at Annual Town Meeting, a Contract Award date will be in early July at the start of the Town's new Fiscal Year.

The Work shall be substantially complete within 116 calendar days from the commencement of Contract Times and completed and ready for final payment, 130 calendar days from the commencement of Contract Times. The roadway shall remain open to traffic and the Contractor must provide traffic details and temporary traffic controls as necessary.

Each Bidder agrees to pay liquidated damages as specified in the Agreement (Section 00 52 10.).

Prevailing wage rates, as determined by the Executive Office of Labor and Workforce Development, Department of Labor Standards under the provisions of the MGL c149, §§ 26 to 27D, as amended, apply to this Project.

Only Bidders who can comply with the following should submit Bids as only such Bidders will be considered qualified.

MassDOT prequalification of contractors with the class of work as, Bridge – Culverts or Highway – Construction for the project with an estimated value of \$585,046 will be required.

A non-mandatory pre-Bid Conference will be held at Town of Sudbury Department of Public Works in the Engineering Conference Room at 275 Old Lancaster Road, Sudbury, MA on **Thursday, April 25** at **11:00 a.m. EST.** An optional site visit will be available following the pre-Bid Conference.

The Owner, being considered the sole and only judge, reserves the right to waive any informalities in, or to reject, any or all Bids, should the Owner deem it to be in the public's best interest to do so. Owner may conduct investigations as Owner deems necessary to establish the responsibility, qualifications, and financial ability of the Bidders, proposed Subcontractors, Suppliers, individuals, or entities proposed to perform the Work in accordance with the Contract Documents. The Owner reserves the right to complete post-Bid opening interviews to support its evaluation of the Bids.

Andrew J. Sheehan  
Sudbury Town Manager  
278 Old Sudbury Road  
Sudbury, MA 01776

**END OF SECTION**

**INVITATION TO BID (ADDENDUM NO.1)**

**00 11 16-2**

## SECTION 00 21 13

### INSTRUCTIONS TO BIDDERS

1. Receipt and Opening of Bids
  2. Location and Work to be Done
  3. Pre-Bid Conference
  4. Qualification of Bidders
  5. Bidder's Representation
  6. Bidding Documents
  7. Deposit for Bidding Documents
  8. Information Not Guaranteed
  9. Borings
  10. Property Lines and Easements
  11. Access to Work
  12. Other Contracts (not used)
  13. Bidders to Investigate
  14. Questions Regarding the Bidding Documents
  15. Delivery of Bids
  16. Bid Security
  17. Foreign Corporations
  18. Modification and Withdrawal of Bids
  19. Addenda
  20. Alternates (~~not used~~)
  21. Comparison of Bids
  22. Right to Reject Bids
  23. Contract Bonds
  24. Award of Contract
  25. Interpretation of Estimated Quantities
  26. Monthly Price Adjustments for Diesel Fuel, Gasoline, Asphalt, Concrete, and Steel
  27. Insurance Certificates
  28. Massachusetts Sales Tax
  29. Safety and Health Regulations
  30. Prevailing Wage Rates
  31. Competitive Bidding
  32. Work and Equipment Warranty
  33. Permits and Approvals
  34. Laws and Regulations
- Attachments

#### 1. RECEIPT AND OPENING OF BIDS

Electronic Bids for the **Old Sudbury Road Culverts 110 And 149 Replacement** Project, Contract No. 2024-OSRC-1, shall be submitted to BidDocs ONLINE Inc. until **Thursday May 02, 2024 at 11:00 a.m. EST**, at which time they will be publicly opened online. Complete instructions for filing Bids are included in the attachments to this Section .

**THIS PROJECT IS BEING ELECTRONICALLY BID AND HARD COPY BIDS WILL NOT BE ACCEPTED.** Please review the instructions attached to this Section on how to register as an electronic Bidder. The Bids are to be prepared and submitted at [www.biddocsonline.com](http://www.biddocsonline.com).

Tutorials and instructions on how to complete the electronic Bidding Documents are available online (click on the "Tutorial" tab at the bottom footer).

Refer to attachments to this Section to view eBIDDING INSTRUCTIONS TO BIDDERS and required forms with electronic Bid.

## 2. LOCATION AND WORK TO BE DONE

The proposed Work generally includes replacement of box culvert/pipe culvert and headwall structures; construction of large segmented block retaining walls; removal and reconstruction of stone walls; removal and reconstruction of guardrails; reconstruction of the roadway, road subbase; grading of side slopes; erosion and sedimentation control; other surficial improvements as shown on the plans; development and execution of a water control management plan as necessary during construction; protection and support of existing utilities; and all materials and equipment, services, and construction inherent to the Work, as specified and shown on the Drawings.

Additional Drawings showing details in accordance with which the Work is to be done shall be furnished from time to time by the Engineer, if found necessary, and shall then become a part of the Contract Documents.

The Contractor shall furnish all labor, services, materials, equipment, plant, machinery, apparatus, appliances, tools, supplies, and all other things necessary to do all Work required for the completion of each item of Work and as herein specified.

## 3. PRE-BID CONFERENCE

A non-mandatory pre-Bid Conference will be held at Town of Sudbury Department of Public Works in the Engineering Conference Room at 275 Old Lancaster Road, Sudbury, MA on **Thursday, April 25** at **11:00 a.m. EST**. An optional site visit will be available following the pre-Bid Conference.

## 4. QUALIFICATION OF BIDDERS

To bid on this Project, Contractors must be prequalified by the Massachusetts Department of Transportation, Highway Division in **Bridge – Culverts** or Highway – Construction category in accordance with 720 CMR 5.00, Prequalification of Contractors and Prospective Bidders for Statewide Engineering Field Survey Services.

Bidders may be investigated by the Owner to determine if they are qualified to perform the Work. All Bidders shall be prepared to submit within five (5) days of the Owner's or the Engineer's request, written evidence of such information and data necessary to make this determination.

The investigation of a Bidder shall seek to determine whether the organization is adequate in size to complete the Work in accordance with the Contract Documents, is authorized to do business in the jurisdiction where the Project is located, has had previous experience and whether available equipment and financial resources are adequate to assure the Owner that the Work shall be completed in accordance with the terms of the Agreement. The amount of other work to which the Bidder is committed may also be considered.

In evaluating Bids, the Owner shall consider the qualifications of only those Bidders whose Bids are in compliance with the prescribed requirements.

The Owner reserves the right to reject any Bid if the evidence submitted by, or the investigation of, such Bidder fails to satisfy the Owner that such Bidder is properly qualified to carry out the obligations of the Contract Documents and to complete the Work contemplated therein.

## 5. BIDDER'S REPRESENTATION

#### 18. MODIFICATION AND WITHDRAWAL OF BIDS

Except as hereinafter in this subsection or otherwise expressly provided, once its Bid is submitted and received by the Owner for consideration and comparison with other Bids similarly submitted, the Bidder agrees that it may not withdraw its Bid for a period of one hundred (100) days excluding Saturdays, Sundays, and legal holidays after the date of the opening of the Bids.

Bids may be modified or withdrawn at any time prior to the designated time for the opening of Bids at BidDocs ONLINE, Inc.

Unless a Bid is withdrawn as provided above, the Bidder agrees that it shall be deemed open for acceptance until a Agreement has been executed by both parties thereto or until the Owner notifies the Bidder in writing that its Bid is rejected or that the Owner does not intend to accept it, or returns its Bid security. Notice of acceptance of a Bid shall not constitute rejection of any other Bid.

After Bid opening, a Bidder may not change any provision of the Bid in a manner prejudicial to the interests of the Town or fair competition. Minor informalities will be waived or the Bidder will be allowed to correct them.

#### 19. ADDENDA

Addenda may be required during the Bidding period to modify, clarify or interpret the Bidding Documents, and shall become part of the Contract Documents. Failure to review such Addenda shall in no way relieve any Bidder from the execution of its provisions. All Bidders are cautioned to verify the number of addenda which have been issued and to review their contents before submitting a Bid.

#### 20. ALTERNATES

Bidders shall include a separate price for each alternate described in the Bidding Documents as provided for in the Bid Form and Supplements, if any. The price for each alternate will be the amount added to or deleted from the base Bid if Owner selects the alternate and will be applied in the same order as listed in the Bid form.

#### 21. COMPARISON OF BIDS

The Owner agrees to examine and consider each Bid submitted in consideration of the Bidder's agreements, as hereinabove set forth and as set forth in the Bid. The Bidder shall state the proposed price for the Work by which the Bids will be compared. This price is to cover all the expenses incidental to the completion of the Work in full conformity with the Bidding Documents, Specifications, and Drawings. In the event that there is a discrepancy between the unit prices and the extended totals, the unit prices shall govern. In the event that there is a discrepancy between the lump-sum or unit prices written in words and numerical figures, the prices written in words shall govern. No Bid will be accepted which does not contain a unit price or lump sum as indicated for each of the applicable items enumerated in the Bid Form.

If the Contract is to be awarded, Owner may award the Contract to the responsive and responsible Bidder, offering the lowest price for the base Bid, OR base Bid plus Alternate ~~A~~1 at the Owner's option, and whose Bid is in the best interests of the Project or public.

## SECTION 01 43 05

### QUALIFICATION REQUIREMENTS

#### PART 1 – GENERAL

##### 1.01 SUMMARY

- A. Meet or provide capability to meet the criteria specified below and in individual Specification sections in connection with various portions of the Work of the Contract Documents.

1. See qualification requirements in the following sections.

Section 01 51 42 – Temporary Stormwater Drainage Bypass

##### 1.02 GENERAL REQUIREMENTS

- A. Contractor shall have been regularly and actively engaged in similar Work as described in the Contract Documents, operating under the same business name and business organization structure, for the last 5 years on at least 5 projects.

- B. Contractor shall have successfully completed at least 3 projects involving construction of similar facilities in the same state as the Project covered by the Contract Documents within the last 5 years. “Similar facilities” means similar in type, character, physical size, and complexity to that required by the Contract Documents.

1. Contractor shall have regularly engaged experienced engineers/design professionals and land surveyors licensed in the state the Project is located performing work similar to that specified.

- C. Contractor shall have:

1. a full-time on-Site project manager in responsible charge of the Work with at least 5 years’ experience as project manager on comparable projects.

##### 1.03 SPECIAL REQUIREMENTS

- A. Contractor shall be prequalified by the Massachusetts Department of Transportation, Highway Division in [Bridge – Culverts or](#) Highway - Construction category in accordance with 720 CMR 5.00.

##### 1.04 STATUTORY

- A. Any Work involving the removal, containment, or encapsulation of Asbestos or material containing Asbestos may only be performed by a licensed contractor in accordance with the provisions of MGL Chapter 149, Sections 6A-6E, applicable



**SECTION 00 41 01**

**BID FORM-DETAILED**

**ARTICLE 1 – DEFINED TERMS**

1.01 The terms used in this Bid with initial capital letters have the meanings stated in the Instructions to Bidders, the General Conditions and General and Project Specific Supplementary Conditions, if any.

**ARTICLE 2 – BID RECIPIENT**

2.01 This Bid is submitted to:

**Town of Sudbury, MA  
Office of the Town Engineer  
Department of Public Works  
275 Old Lancaster Road  
Sudbury, MA 01776**

2.02 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 3 – BIDDER’S ACKNOWLEDGEMENTS**

3.01 Bidder accepts all of the terms and conditions of the Bidding Documents including, without limitation:

- A. those dealing with disposition of Bid security;
- B. those included in the Supplementary Instructions to Bidders;
- C. insurance and bonding requirements (Payment Bond and Performance Bond each equal to 100% of the total Contract Price) set forth in the General Conditions and Supplementary Conditions, if any;
- D. Contract Times as set forth in the Agreement; and
- E. provisions for liquidated damages as set forth in the Agreement.

3.02 This Bid will remain subject to acceptance for 100 days after the Bid opening or for such longer period of time that Bidder may agree to in writing upon request of Owner.

Issue Date: ~~April 2024~~ April 22, 2024

3.03 Bidder acknowledges receipt of the following Addenda.

<u>Addendum No.</u>	<u>Addendum Date</u>
_____	_____
_____	_____
_____	_____
_____	_____
_____	_____

3.04 Bidder acknowledges the representations and certifications included in Section 00 45 05 are made a condition of the Bid.

**ARTICLE 4 – BASIS OF BID**

4.01 Bidder will complete the Work in accordance with the Contract Documents for the following price(s). The method for determining award is as set forth in Section 00 21 13.

**BID PRICES SHALL EXCLUDE SALES AND USE TAX.**

**LUMP SUM BASE PRICE**

Item 1 All Work for *Removal and Replacement of Culvert 149* as specified. \$ \_\_\_\_\_

Contract Price Adjustments:

- Owner’s Contingency Allowance (per Agreement)
  - For Traffic Police Details per Paragraph 11.02 of the General Conditions: THIRTY THOUSAND Dollars and ZERO Cents **NOT TO EXCEED** (\$30,000). Adjustments are established in Section 00 73 15 SC-12.01
  - For Materials Escalation Price Adjustment (statutory requirement) per MGL c30s38A: FIVE THOUSAND Dollars and ZERO Cents **NOT TO EXCEED** (\$5,000). Adjustments are Established in Section 00 73 15, SC-12.01.

~~Item 2 All Work for *Removal and Replacement of Culvert 110* as specified.~~ \$ \_\_\_\_\_

**TOTAL LUMP SUM BASE BID PRICE: ITEM 1 PLUS CONTRACT PRICE ADJUSTMENT (~~ITEMS 1 THROUGH 2~~)**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Dollars and \_\_\_\_\_ Cents      \$ \_\_\_\_\_  
(Use words)      (Use figures)

**ALTERNATE 1 BID PRICE:** all Work for *Removal and Replacement of Culvert 110* as specified

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Dollars and \_\_\_\_\_ Cents      \$ \_\_\_\_\_  
(Use words)      (Use figures)

**ALTERNATE 2 BID PRICE:** all Work for *Removal and Replacement of Culvert 149*

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Dollars and \_\_\_\_\_ Cents      \$ \_\_\_\_\_  
(Use words)      (Use figures)

**TOTAL LUMP SUM BASE BID PRICE ~~PRICE FOR BASE BID~~ PLUS ALTERNATE 1 ~~PLUS ALTERNATE 2 (BASIS OF AWARD)~~**

\_\_\_\_\_  
\_\_\_\_\_  
\_\_\_\_\_ Dollars and \_\_\_\_\_ Cents      \$ \_\_\_\_\_  
(Use words)      (Use figures)

~~4.01~~

~~4.04 Contract Price Adjustments~~

~~A. Owner's Contingency Allowance (per Agreement)~~

- ~~1. For Traffic Police Details per Paragraph 11.02 of the General Conditions: TWO THOUSAND Dollars and ZERO Cents **NOT TO EXCEED** (\$2,000). Adjustments are established in Section 00 73 15 SC 12.01.~~

~~2. For Materials Escalation Price Adjustment (statutory requirement) per MGL e30s38A: ONE THOUSAND Dollars and ZERO Cents NOT TO EXCEED (\$1,000). Adjustments are established in Section 00 73 15, SC 12.01.~~

## ARTICLE 5 – TIME OF COMPLETION

5.01 Bidder agrees that the Work will be substantially complete and will be completed and ready for final payment in accordance with Paragraph 14.07 of the General Conditions and Supplementary Conditions, if any, on or before the dates or within the number of calendar days indicated in the Agreement.

5.02 Bidder accepts the provisions of the Agreement as to liquidated damages.

**ARTICLE 6 – COMMUNICATIONS WITH BIDDER**

6.01 Communications concerning this Bid shall be addressed to:

Name \_\_\_\_\_

Title \_\_\_\_\_

Business Address \_\_\_\_\_  
\_\_\_\_\_

Telephone No. \_\_\_\_\_

Facsimile No. \_\_\_\_\_

Email address \_\_\_\_\_

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**ARTICLE 7 – BID SUBMITTAL**

SUBMITTED ON:
---------------

7.01 This Bid is submitted by:

**A Corporation**

Corporation Name: \_\_\_\_\_

State of incorporation: \_\_\_\_\_

Type: \_\_\_\_\_  
*(General Business, Professional, Service, other)*

By: \_\_\_\_\_  
*(Signature – attach evidence of authority to sign)*

Name *(typed or printed)*: \_\_\_\_\_

Title: \_\_\_\_\_

(CORPORATE SEAL)

Attest: \_\_\_\_\_  
*(Signature of Corporate Secretary)*

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_

Date of qualification to do business as out-of-state corporation: \_\_\_\_\_

**A Limited Liability Company (LLC)**

LLC Name: \_\_\_\_\_

State in which organized: \_\_\_\_\_

By: \_\_\_\_\_  
*(Signature – attach evidence of authority to sign)*

Name (*typed or printed*): \_\_\_\_\_

Title: \_\_\_\_\_

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_

**A Joint Venture**

First Joint Venturer Name: \_\_\_\_\_

By: \_\_\_\_\_  
*(Signature – attach evidence of authority to sign)*

Name (*typed or printed*): \_\_\_\_\_

Title: \_\_\_\_\_

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_

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Second Joint Venturer Name: \_\_\_\_\_

By: \_\_\_\_\_

*(Signature – attach evidence of authority to sign)*

Name (*typed or printed*): \_\_\_\_\_

Title: \_\_\_\_\_

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_

(Each joint venturer must sign. The manner of signing for each individual, partnership, corporation and limited liability company that is a party to the joint venture should be in the manner indicated above.)

**A Partnership**

Partnership Name: \_\_\_\_\_

(SEAL)

By: \_\_\_\_\_

*(Signature of general partner – attach evidence of authority to sign)*

Name (*typed or printed*): \_\_\_\_\_

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_



Name (*typed or printed*): \_\_\_\_\_

By: \_\_\_\_\_  
(*Individual's signature*)

Doing business as: \_\_\_\_\_

Business Address: \_\_\_\_\_  
\_\_\_\_\_

Phone & Facsimile Nos: \_\_\_\_\_

Email address: \_\_\_\_\_

**END OF SECTION**

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